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FILE NO. 46-92-16 ORDINANCE NO. 301-92

CC

(Settlement of Litigation)

AUTHORIZED SETTLEMENT OF LITIGATION OF CITY AND COUNTY OF SAN FRANCISCO AGAINST ANTHONY WALKER and GARY WALKER FOR $5,000.00 TO BE PAID TO THE GENERAL FUND.

BE IT ORDAINED by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle Superior Court Action No. 941-919, entitled "City and County of San Francisco v. Anthony Walker, Gary Walker, et al." by the Payment by the defendants to the City and County of San Francisco of $5,000.00 to be paid to the General Fund.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

By
KIMBERLY R. CLEMENT
Chief Trial Deputy

RECOMMENDED:

POLICE DEPARTMENT

THOMAS MURPHY
Chief

APPROVED:

POLICE COMMISSION

Secretary

1300E

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
September 14, 1992	§	September 21, 1992
Ayes: Supervisors Achtenberg Britt Conroy Gonzalez Hallinan Hsieh Kennedy Shelley	§	Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Alioto Maher Migden	§	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 46-92-16

SEP 25 1992
Date Approved

Mayor
Acting

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SEP 29 1992
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FILE NO. 97-92-50 ORDINANCE NO. 302-92

(Fees)

AMENDING CHAPTER 8 OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING SECTION 8.36 AND 8.36-1 THERETO, AUTHORIZING THE JUVENILE PROBATION DEPARTMENT TO CHARGE FEES FOR CERTAIN SERVICES AND DOCUMENTS.

NOTE: The entire section is new.

Be it ordained by the people of the City and County of San Francisco:

The San Francisco Administrative Code is hereby amended by adding Sections 8.36 and 8.36-1 thereto to read as follows:

SEC. 8.36. JUVENILE PROBATION DEPARTMENT - RESTITUTION COLLECTION FEE. The Juvenile Probation Department is hereby authorized to collect a fee to cover the actual administrative cost of collecting any victim restitution fine included in an order of the court pursuant to Welfare and Institutions Code section 730.6. The administrative fee shall not exceed ten percent of the restitution amount ordered to be paid. The administrative fee shall be added to the restitution fine and included in the court order. Any administrative fees so collected shall be deposited in the general fund and shall be used to defray the costs incurred by the Juvenile Probation Department in collecting such restitution.

Sec. 8.36-1. JUVENILE PROBATION DEPARTMENT - STEPPARENT ADOPTIONS. (a) The Juvenile Probation Department is hereby authorized to charge fees to defray the actual costs including investigation costs, of stepparent adoptions, pursuant to Civil Code section 227.30. Maximum charge shall not exceed $200 per adoption and the Department may waive, reduce, or defer the fee when payment would cause economic hardship to the prospective parent which would be detrimental to the adoptive child's welfare.

All fees received by the Juvenile Probation Department in payment for stepparent adoptions shall be deposited in the general fund and shall be used by the Department in providing such services.

RECOMMENDED BY:

James E. Loyce, Jr.
President, Juvenile Probation Commission

APPROVED AS TO FORM:

LOUISE RENNE, City Attorney

BY: Loretta M. Giorgi
Deputy City Attorney

Juvenile Probation Department

Juvenile Probation

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
September 14, 1992	§	September 21, 1992
	§	
	§	
Ayes: Supervisors Britt Conroy Gonzalez Hallinan Hsieh Kennedy Maher Shelley	§	Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
	§	
Absent: Supervisors Achtenberg Alioto Migden	§	Absent: Supervisor Britt
	§	

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
97-92-50

SEP 25 1992
Date Approved

Willie B. Kennedy
Acting Mayor

FILE NO. 173-92-2 ORDINANCE NO. 303-92

First Amendment to Marine Terminal Agreement

APPROVAL OF FIRST AMENDMENT TO MARINE TERMINAL AGREEMENT WITH EVERGREEN MARINE CORPORATION ALLOWING A FIFTY PERCENT SHARING OF DEMURRAGE REVENUE

Be it ordained by the People of the City and County of San Francisco:

Section 1

The Board of Supervisors finds that:

A. Section 3.581 of the City Charter authorizes the Port Commission to enter into contractual agreements for use of properties under its jurisdiction; and

B. The San Francisco Port Commission and Evergreen Marine Terminal entered into a Marine Terminal Agreement dated June 13, 1990. Said agreement was approved by the Board of Supervisors on July 24, 1990 (Ordinance No. 594-90) and by the Federal Maritime Commission on June 18, 1990 (FMC 224-200374).

C. The parties desire to amend the agreement to allow a fifty per cent sharing of demurrage revenues for import cargo left on the docks. The conditions are set forth in the First Amendment.

Section 2

NOW THEREFORE BE IT ORDAINED that the Board of Supervisors hereby approves the First Amendment to the Terminal Agreement with Evergreen Marine Corporation, a copy of which is on file with the Clerk of the Board and hereby authorizes the Executive Director of the Port to execute the same on behalf of the Port in substantially the form attached hereto and to file the agreement with the Federal Maritime Commission.

APPROVED AS TO FORM:

Louise Renne
City Attorney

BY: Julie Van Nostern

DOCUMENTS DEPT.
SEP 29 1992
SAN FRANCISCO

CC

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 14, 1992	September 21, 1992
Ayes: Supervisors Britt Conroy Gonzalez Hallinan Hsieh Kennedy Maher Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Achtenberg Alioto Migden	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
173-92-2

SEP 25 1992
Date Approved

Willie B. Kennedy
Acting Mayor

FILE NO. 97-92-51 ORDINANCE NO. 304-92

[Tropical Hardwoods Contract Language Exemption]

AMENDING CHAPTER 12I OF THE SAN FRANCISCO ADMINISTRATIVE CODE (TROPICAL HARDWOOD BAN) BY AMENDING SECTION 12I.5, WHICH REQUIRES EVERY CONTRACT TO CONTAIN A STATEMENT URGING COMPANIES NOT TO IMPORT, PURCHASE, OBTAIN, OR USE FOR ANY PURPOSE, ANY TROPICAL HARDWOOD OR TROPICAL HARDWOOD PRODUCT TO EXCLUDE CONTRACTS WITH PUBLIC ENTITIES FOR THE PROVISION OF WATER OR POWER.

Note: Additions or substitutions are <u>underlined</u>; deletions are in ((double parenthesis)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 12I of the San Francisco Administrative Code (Tropical Hardwood Ban) is hereby amended by amending Section 12I.5(b) to read as follows:

Sec. 12I.5. CONTRACT CONDITIONS

(a) All contracts for wood products or a service involving wood products entered into by any department of the City and County for public works or improvements to be performed or for any wood, wood products, or services involving wood to be purchased with City funds shall include as a material condition to that agreement the following paragraph in the contract:

"Except as expressly permitted by the application of Sections 12I.3.b and 12I.4.b of the San Francisco

Administrative Code, Contractor shall not provide any items to the City in performance of this contract which are tropical hardwoods or tropical hardwood products."

(b) Every contract shall also contain a statement urging companies not to import, purchase, obtain, or use for any purpose, any tropical hardwood or tropical hardwood product. <u>This subsection (b) shall not apply to contracts with public entities for the provision of water or power and related services.</u>

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By Christiane Hayashi Trippe
CHRISTIANE HAYASHI TRIPPE
Deputy City Attorney

As Recommended:

Thomas J. Elzey
THOMAS J. ELZEY
General Manager
Public Utilities Commission

0985P

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
September 21, 1992	§	September 28, 1992
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
	§	
Absent: Supervisor Britt	§	Absent: Supervisors Achtenberg Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

File No.
97-92-51

SEP 29 1992
Date Approved

Willie B. Kennedy
Acting Mayor

FILE NO. 172-92-11 ORDINANCE NO. 305-92

[Tropical Hardwoods Waiver]

AUTHORIZING EXECUTION OF THE CONTRACT FOR THE CONVEYANCE OF WATER FROM THE 1992 CALIFORNIA DROUGHT EMERGENCY WATER BANK; AUTHORIZING EXECUTION OF THE AGREEMENT FOR WHEELING EXCHANGE WATER FROM SAN LUIS RESERVOIR TO CITY OF SAN FRANCISCO; AND WAIVING REQUIREMENT OF SECTION 12I.5(b) OF THE SAN FRANCISCO ADMINISTRATIVE CODE THAT EVERY CONTRACT SHALL CONTAIN A STATEMENT URGING COMPANIES NOT TO USE TROPICAL HARDWOODS OR TROPICAL HARDWOOD PRODUCTS.

Be it ordained by the people of the City and County of San Francisco:

Section 1. FINDINGS. The Board of Supervisors hereby finds and declares that:

(1) The City and County faces a water supply shortage that continues to deteriorate in this sixth year of drought.

(2) The Public Utilities Commission has determined that the purchase of up to 35,000 acre feet of water would assist the City and County's efforts to provide for the service area's water demands without implementing unacceptable levels of rationing.

(3) The City and County is attempting to purchase 19,000 acre feet of water from the 1992 Drought Emergency Water Bank.

(4) The City and County has entered into a water exchange agreement with Kern County Water Agency, whereby 17,000 acre feet of water in San Luis Reservoir will be delivered to the City and

County through the State of California's conveyance facilities over the next five years.

(5) The City and County must execute the Contract for the Conveyance of Water from the 1992 California Drought Emergency Water Bank and the Agreement for Wheeling Exchange Water from San Luis Reservoir to City of San Francisco before the California Department of Water Resources will begin delivering water through State conveyance facilities to the City and County.

(6) Limitations on conveyance capacity and time available for delivery require the City and County to begin receiving the water at the earliest opportunity in order to ensure that the full amount of purchased water is actually delivered.

(7) Any water that is not delivered within a specified time frame will be lost to the City and County.

(8) The San Francisco Water Department has determined that the California Department of Water Resources will not agree the execute the Contract for the Conveyance of Water from the 1992 Drought Emergency Water Bank and the Agreement for Wheeling Exchange Water from San Luis Reservoir to City of San Francisco if those contracts include a statement urging companies not to use tropical hardwoods or tropical hardwood products, as required by Section 12I.5(b) of the San Francisco Administrative Code.

Section 2. The General Manager of the Public Utilities Commission is hereby authorized to execute the Contract for the Conveyance of Water from the 1992 California Drought Emergency

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Water Bank and the Agreement for Wheeling Exchange water from San Luis Reservoir to City of San Francisco, copies of which are on file with the Clerk of the Board of Supervisors in File No. 172-92-11.

Section 3. WAIVER. For the purposes of the Contract for the Conveyance of Water from the 1992 California Drought Emergency Water Bank and the Agreement for Wheeling Exchange Water from San Luis Reservoir to City of San Francisco, the Board of Supervisors hereby waives the requirements of San Francisco Administrative Code Section 12I.5(b), requiring every contract to contain a statement urging companies not to import, purchase, obtain, or use for any purpose, any tropical hardwood or tropical hardwood product.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By Christiane Hayashi Trippe
CHRISTIANE HAYASHI TRIPPE
Deputy City Attorney

As Recommended:

Thomas J. Elzey
THOMAS J. ELZEY
General Manager
Public Utilities Commission

1078P

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
	September 28, 1992
Ayes: Supervisors Achtenberg Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors	Absent: Supervisors Achtenberg Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
172-92-11

SEP 29 1992
Date Approved

Willie B. Kennedy
Acting Mayor

FILE NO. 45-92-50 ORDINANCE NO. 306-92

RO #92052

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF JUANITA GITTINS AGAINST THE CITY AND COUNTY OF SAN FRANCISCO for $6,500.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "JUANITA GITTINS v. CITY AND COUNTY OF SAN FRANCISCO, et al.," San Francisco Superior Court No. 936-186, by the payment of $6,500.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

for KIMBERLY REILEY CLEMENT
Chief Trial Deputy

RECOMMENDED:

JOHN CRIBBS
Director

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

SEP 02 1992

01 001 97 09 90
309674 1450 $6,500.00

APPROVED:

RUDOLF NOTHENBERG
Chief Administrative Officer

1401N

BOARD OF SUPERVISORS

CC

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 28, 1992	October 5, 1992
Ayes: Supervisors Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Achtenberg Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Achtenberg Britt	Absent: Supervisors Alioto Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-92-50

OCT 09 1992
Date Approved

Mayor

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FILE NO. 45-92-51 ORDINANCE NO. 307-92

RO #92053

CC

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF MINERVA MARTIN, ET AL. AGAINST THE CITY AND COUNTY OF SAN FRANCISCO for $10,500.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "Minerva Martin, et al. v. City and County of San Francisco, et al.," Superior Court No. 887-405, by the payment of $10,500.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

KIMBERLY REILEY CLEMENT
Chief Trial Deputy

RECOMMENDED:

SAN FRANCISCO POLICE DEPARTMENT

THOMAS MURPHY
Acting Police Chief

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 38
309781 1450 $10,500.00

SEP 02 1992

APPROVED:

SAN FRANCISCO POLICE COMMISSION

SECRETARY

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 28, 1992	October 5, 1992
Ayes: Supervisors Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Achtenberg Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Achtenberg Britt	Absent: Supervisors Alioto Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-92-51

OCT 09 1992
Date Approved

Mayor

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FILE NO.: 45-92-52 ORDINANCE NO.: 308-92

RO #92054

(LITIGATION OF LAWSUIT)

AUTHORIZING SETTLEMENT OF LITIGATION OF ALBERT RUBINO V. CITY AND COUNTY OF SAN FRANCISCO, MUNICIPAL COURT NO. 069-293 FOR $7,000.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "Albert Rubino v. City and County of San Francisco, Municipal Court No. 069-293, by the payment of $7,000.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

for KIMBERLY REILEY CLEMENT
Chief Trial Deputy

FUNDS AVAILABLE:

EDWARD HARRINGTON
Controller

SEP 02 1992

01 001 97 09 38
309781 1450 $7,000.00

RECOMMENDED:
SAN FRANCISCO POLICE DEPARTMENT

for THOMAS F. MURPHY
Acting Police Chief

APPROVED:

POLICE COMMISSION

Secretary

BOARD OF SUPERVISORS

CC

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
September 28, 1992	§	October 5, 1992
Ayes: Supervisors Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Achtenberg Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Achtenberg Britt	§	Absent: Supervisors Alioto Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
45-92-52

OCT 09 1992
Date Approved

Mayor

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FILE NO. 45-92-53 ORDINANCE NO. 309-92

RO #92055

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF PATRICK MICHAEL BARNETTE AGAINST THE CITY AND COUNTY OF SAN FRANCISCO for $15,000.

Be it ordained by the People of the City and County of San Francisco:

The City Attorney is hereby authorized to settle the action entitled "PATRICK MICHAEL BARNETTE v. CITY AND COUNTY OF SAN FRANCISCO, ET AL.," United States District Court No. C91-1894 WHO, by the payment of $15,000.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

By for KIMBERLY CLEMENT
Chief Trial Deputy

RECOMMENDED:

SAN FRANCISCO POLICE DEPARTMENT

THOMAS MURPHY
Acting Chief of Police

FUNDS AVAILABLE:
01 001 97 09 38
309781 1450 $15,000.00

EDWARD HARRINGTON
Controller

SEP 02 1992

APPROVED:

SAN FRANCISCO POLICE COMMISSION

Secretary

BOARD OF SUPERVISORS

CC

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 28, 1992	October 5, 1992
Ayes: Supervisors Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Achtenberg Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Achtenberg Britt	Absent: Supervisors Alioto Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-92-53

OCT 09 1992
Date Approved

Mayor

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FILE NO.

(SETTLEMENT OF LITIGATION; MUSIC CONCOURSE SNACK BAR CONCESSION LEASE)

APPROVING SETTLEMENT AGREEMENT AND APPROVING A TWO-YEAR LEASE WITH PON AND HOM, INCORPORATED, TO OPERATE A SNACK BAR CONCESSION AT THE MUSIC CONCOURSE IN GOLDEN GATE PARK, SAN FRANCISCO, CALIFORNIA.

Be it ordained by the People of the City and County of San Francisco:

Section 1.

(a) Findings

1. On or about January 18, 1990, the City and County of San Francisco ("the City") and Pon and Hom, Inc. ("the tenant") agreed to amend the lease agreement between the parties which in part called for the delivery of concession services to the public at certain special events at certain park property locations.

2. Sometime after the adoption of the lease amendment, a dispute arose regarding the various obligations of the parties under the lease, as amended. The dispute resulted in an action against the City entitled Pon and Hom, Inc. v. City and County of San Francisco; Recreation and Park Department, et al., Superior Court No. 927-831.

3. The parties have reached an agreement on the settlement of the above-referenced litigation, which calls for the execution of a two-year lease for the provision of food and beverage concession services at the Music Concourse, Golden Gate Park.

4. The City Attorney recommends the settlement. On May 21, 1992, the Recreation and Park Commission approved the settlement of the litigation and the two-year lease with Pon and Hom, Inc.

(b) Approval of Settlement Agreement

Based upon the findings set forth in subsection (a) above, the Board of Supervisors hereby approves the Settlement Agreement, a copy of which is on file with the Clerk of this Board, in the matter entitled Pon and Hom, Inc., v. City and County of San Francisco; Recreation and Park Department, et al., Superior Court No. 927-831.

Section 2. That certain lease between the Recreation and Park Commission, for and on behalf of the City and County of San Francisco, and Pon and Hom, Incorporated, for operating a snack bar concession at the Music Concourse for two years, a copy of which lease is on file in the office of the Clerk of the Board of Supervisors and to which reference is hereby made, is hereby approved.

APPROVED AS TO FORM:
Louise H. Renne, City Attorney

Mara E. Rosales

MARA E. ROSALES
Deputy City Attorney

17258

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 28, 1992	October 5, 1992
Ayes: Supervisors Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Achtenberg Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Achtenberg Britt	Absent: Supervisors Alioto Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
45-92-54

OCT 0 9 1992
Date Approved

Mayor

[Conflict of Interest Code]

AMENDING THE CONFLICT OF INTEREST CODE OF THE CITY AND COUNTY OF SAN FRANCISCO, AS REQUIRED EACH TWO YEARS BY STATE LAW, TO DELETE VARIOUS OBSOLETE POSITIONS AND TO ADD VARIOUS NEW POSITIONS, AND TO MAKE OTHER TECHNICAL CHANGES, BY AMENDING MANY SECTIONS OF CHAPTER 58 OF THE SAN FRANCISCO ADMINISTRATIVE CODE.

Note: Deletions are shown by ((double parentheses)) and additions are shown by <u>underscoring</u>.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Section 58.3 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.3 <u>Filing requirements</u>.

Each officer and employee of the City and County of San Francisco holding a position designated in this chapter, other than those officials identified in Sec. 58.600, shall file statements disclosing the information required by the disclosure categories set forth in this chapter, in such forms as may be specified by the California Fair Political Practices Commission (Form 730 unless otherwise provided by the Commission), and at such times required by Regulation 18730. A copy of the forms to be used shall be supplied by the Clerk of the Board of Supervisors to each filing officer. <u>Every officer and employee</u>

<u>holding a position designated in this chapter shall retain his or her filing obligations, notwithstanding any reclassification or title change that may occur in the future as to the same job duties.</u>

Section 2. Section 58.4 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.4. <u>Filing Officers</u>.

(a) With the exception of those officials identified in Sec. 58.600 and those department heads subordinate to the Public Utilities Commission, department heads holding designated positions shall file Statements of Economic Interest with the Clerk of the Board of Supervisors, who shall be the filing officer for such positions.

(b) Persons in the following designated positions shall file Statements of Economic Interests with the officer identified in this subsection, who shall be the filing officer for such positions.

<u>Designated Position</u>	<u>Filing Officer</u>
Member, Authority Board	Chief Administrative Officer
Member, Board of Examiners	Director, Public Works

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Designated Position	Filing Officer
Member, Hazardous Materials Advisory Committee	Director, Public Health
Staff, Law Library	Law Librarian
Department Heads subordinate to Public Utilities Commission	General Manager, Public Utilities Commission
Civil Grand Juror	Clerk of Superior Court
Director, Office of Citizen Complaints	Clerk of the Board of Supervisors

(c) All other persons holding designated positions shall file with their respective department head or the executive director of their agency, who shall be the filing officer for such positions.

Section 3. Section 58.115 of the San Francisco Administrative Code is amended to read as follows:

/ / /

Sec. 58.115. Airports Commission.

Disclosure Category 2. Persons in this category shall disclose all investments and business positions in business entities and income from any source which provides, or contracts with the City and County of San Francisco and its Airports Commission to provide, services, supplies, materials, machinery or equipment to the Airports Commission.

Disclosure Category 3. Persons in this category shall disclose all investments and business positions in business entities, interests in real property, and sources of income subject to the regulatory, permit or licensing authority of the Airports Commission.

Designated Positions	Disclosure Categories
Airports Commissioner	1
Director of Airports	1
Administrator, Bureau of Planning & Construction	1
Deputy Director of Airports, Business & Finance	1
Deputy Director of Airports, Facilities, Operations & Maintenance	1
Deputy Director of Airports, Operations	1
Secretary, Airports Commission	1
Director, Bureau of Community Affairs	1
Assistant Deputy Director, Operations/Control	1

Designated Positions	Disclosure Categories
Assistant Deputy Director, Operations/Management	1
Assistant Deputy Director, Facilities Operations & Maintenance	1
((Assistant Deputy Director, FOM, Quality Control	1))
Assistant Deputy Director, Environmental Control, FOM	1
Assistant Deputy Director, Business & Finance	1
Assistant Deputy Director, Planning & Development	1
Assistant Deputy Director, Bureau of Planning & Construction (Staff Assistant XI)	1
Project Manager, Bureau of Planning & Construction (Staff Assistant X)	1
Chief, Airport Police	2, 3
Deputy Chief, Airport Police	2, 3
Airport Operations Superintendent	2, 3
Consultant*	1
Senior Architect	2, 3
Airport Communications Coordinator	2, 3
Senior Traffic engineer (Manager, Landside Operations)	2, 3
Airport Property Specialist III	2, 3
Airport Property Specialist II	2, 3
Airport Property Specialist I	2, 3
Director, Bureau of Exhibits & Cultural Education	2, 3

Designated Positions	Disclosure Categories
Director, Bureau of Property Management	1
Chief of Systems	2
Supervising Fiscal Officer	2, 3
Senior Engineer/Scheduling & Control Branch Head, Facilities Operations & Maintenance	2, 3
Principal Engineer Technical Services Branch Head, Facilities Operations & Maintenance	2, 3
Principal Civil Engineer/Environmental Control Branch Head, Facilities Operations & Maintenance	2, 3
Project Manager I, FOM	2, 3
Project Manager II, FOM	2, 3
Superintendent of Maintenance/Maintenance Branch Head, Facilities Operations & Maintenance	2, 3
Engineer/Construction Support Branch Head, Facilities Operations & Maintenance	2, 3
Building Inspector/Quality Control Branch Head, Facilities Operations & Maintenance	2, 3
Airport Parking Manager	2, 3
Airport Assistant Administrator	1

*With respect to consultants, the Director of Airports may determine in writing that a particular consultant is hired to perform a range of duties that are limited in scope and thus is

not required to comply with the disclosure requirements described in this category. Such determination shall include a description of the consultants duties and, based upon that description, a statement of the extent of disclosure requirements. The Director of Airports shall forward a copy of this determination to the Board of Supervisors. Nothing herein excuses any such consultant from any other provision of this Conflict of Interest Code.

Section 4. Section 58.120 of the San Francisco Administrative Code is amended to read as follows:

Section 58.120. Animal Control Department

Designated Position	Disclosure Category
Executive Director	1
Deputy Director	1

Section 5. Section 58.135 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.135 Assessor

Designated Positions	Disclosure Categories
Assessor	All 1
Executive Assistant	
Chief Asst. Assessor	
Chief Appraiser	
Chief Personal Property Appraiser	
Assistant Chief Real Property Appraiser	
Assistant Chief Personal Property Auditor	
Chief, Technical Services	

Designated Positions	Disclosure Categories
Assistant Chief, Technical Services	All 1
Chief, Assessment Standards	
Princ. Real Property Appraiser -- Special Valuations	
Princ. Real Property Appraiser	
Princ. Personal Property Auditor	
Sr. Real Property Appraiser	
Sr. Personal Property Auditor	
Real Prop. Appraiser	
Real Prop. Appraiser Trainee	
Personal Property Auditor	

Section 6. Section 58.145 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.145 Board of Supervisors

Disclosure Category 2. Persons in this category shall disclose all investments and business positions held in business entities, and income from any business entity, engaged in the development, manufacture, distribution, sale or lease of computer hardware or software.

Designated Positions	Disclosure Categories
Member, Board of Supervisors	See Sec. 58.600

Designated Positions	Disclosure Categories
Clerk of the Board	1
Budget Analyst	1
Member, Assessment Appeals Board	1
((Legislative Policy Analyst	1))
Management Information Specialist	2

Section 7. Section 58.155 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.155. Chief Administrative Officer.

Disclosure Category 2. Persons in this category shall disclose all investments and business positions in business entities and income from any source which provides, or contracts with the City and County of San Francisco and its Chief Administrative Officer to provide, services, supplies, materials, machinery or equipment to the Chief Administrative Officer.

Disclosure Category 3. Persons in this category shall disclose all investments and business positions in business entities, interests in real property, and sources of income subject to the regulatory, permit or licensing authority of the Chief Administrative Officer.

Designated Positions	Disclosure Categories
Chief Administrative Officer	See Sec. 58.600

Designated Positions	Disclosure Categories
Executive Assistant to the CAO	1
Deputy Fiscal Officer	1
Chief of Systems	1
Risk Manager	1
Assistant to CAO VI	1
((Assistant to CAO VII	1))
((Capital Programs Manager	1))
Project Manager	2
((Technical Manager	2))
((Contract Administrator	2))
((Administrator of Business & Employment	2))
Assistant to CAO VIII	3
Director Convention Facilities	3
Assistant to CAO V	3
((Assistant to CAO VI	3))
Recycling Coordinator	3
Hotel Tax Administrator	3

Section 8. Section 58.165 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.165. City Attorney.

Disclosure Category 2: Persons in this category shall

disclose all interests in real property, and all income from and investments in business entities which hold interests in real property in the jurisdiction, and all business positions held in such business entities.

Disclosure Category 3: Persons in this category shall disclose all sources of income, all investments, and all business positions in any business entity which does business in the jurisdiction.

Disclosure Category 4: Persons in this category shall disclose all income from, and investments in, business entities which provide services, supplies, materials, machinery or equipment of the type used by the Office of the City Attorney, and all business positions held in such entities.

Designated Positions	Disclosure Categories
City Attorney	See Sec. 58.600
Chief Assistant City Attorney	1
Special Assistant, Bd. of Supervisors	1
Special Assistant, Finance	1
Special Assistant, Labor Relations	1
Special Assistant, Litigation Public Protection	1
Chief, Government Law Division	1
Chief, Administrative Division	1
Chief of Complex Litigation	3
Chief Trial Deputy	3

Designated Positions	Disclosure Categories
Lead Attorney, Government Law Section	1
((Attorneys, Municipal Finance Unit	1))
Attorneys, Land Use Unit	2
Attorneys, Retirement Unit	1
Attorneys, Finance/Enterprise Fund	1
Attorneys, Business and Negotiated Transactions	1
Lead Attorney, Social Services Unit	3
Lead Attorney, Airport Unit	1
Lead Attorney, Port Unit	1
Lead Attorney, Public Utilities Unit	1
Lead Attorney, Public Works Contracting	1
Lead Attorney, Code Enforcement Unit	2
Chief, Bureau of Claims	3
Office Manager	4

Section 9. Section 58.177 of the San Francisco Administrative Code is amended to read as follows:

Section 58.177. Community College District.

Disclosure Category 1. Persons in this category shall disclose all sources of income, interest in real property, investments, and all business positions in which the designated employee is a director, officer, partner, trustee, employee, or

holds any position of management.

Disclosure Category 2. Persons in this category shall disclose all interests in real property, investments in any business entity and income from any source which leases, rents or operates from property of the San Francisco Community College District or provides or contracts with the San Francisco Community College District to provide services (including construction, repair and maintenance), equipment, materials, supplies, vehicles, or other items or use the San Francisco Community College District, or which may foreseeably do so in the future, or which has done so within two years prior to any time period covered by a statement of economic interest, and his or her status as a director, officer, partner, trustee, employee or holder of any management position in any such business entity.

Designated Positions	Disclosure Categories
Members of the Governing Board	1
Chancellor Superintendent	1
((President, City College of San Francisco	1))
((President, San Francisco Community College Centers	1))
((Vice Chancellor, Business, District Office	1))
((Vice Chancellor, Personnel, District Office	2))
((Vice President, Instruction, City College of San Francisco	2))
((Vice President, Student Services, City College of San Francisco	2))

Designated Positions	Disclosure Categories
((Vice President, Administrative Services, City College of San Francisco	1))
((Vice President, Instructional Services, San Francisco Community College Centers	2))
((Director, Student Services, San Francisco Community College Centers	2))
((Director, Business Services San Francisco Community College Centers	1))
((Director, Personnel Services, San Francisco Community College Centers	2))
Vice Chancellor, Administration	1
Vice Chancellor, Instruction	2
Vice Chancellor, Student Services	2
Vice Chancellor, Planning, Research & Institutional development	2
Director, Budget	1
Director, Administrative Services	1
Dean, Contract Education	2
Dean, Vocational Education	2
Dean, International Education/Community Services	2

Section 10. Section 58.180 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.180. Controller.

Designated Positions	Disclosure Categories
Controller	All 1
Chief Assistant Controller	
Director, Systems & Data Processing	
Director, Accounting Operations and System Division	
Assistant Director, Information Systems Division	
Director, Personnel Division	
Director, Payroll and Personnel System Division	
Director, Internal Audits Division	
Director, Budget, Analysis & Reports Division	

Section 11. Section 58.190 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.190. Economic Opportunity Council

Disclosure Category 2. Persons in this category shall disclose all investments and business positions in business entities and income from any source which provides, or contracts with the City and County of San Francisco and its Economic Opportunity Council to provide, services, supplies, materials, machinery or equipment to the Economic Opportunity Council.

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Designated Positions	Disclosure Categories
Executive Director	1
Chief Fiscal Officer	1
Purchasing Component Head	2
((Program Manager, Weatherization Program	2))
((Program Manager, Child Care Dev. Program	2))

Section 12. Section 58.195 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.195. Department of Electricity.

Disclosure Category 2. Persons in this category shall disclose all investments and business positions in business entities and income from any source which provides, or contracts with the City and County of San Francisco and its Department of Electricity to provide, services, supplies, materials, machinery or equipment to the Department of Electricity.

Designated Positions	Disclosure Categories
General Manager	1
((Superintendent, Electrical Maintenance & Construction))	((2))
((Radio Engineer	2))
Manager, Radio Engineer Division	2
((Manager, Bureau of Telecommunications	2))

Designated Positions	Disclosure Categories
Manager, Telecommunications Division	2
Manager, Financial Administration Division	2
Managers, Public Safety Operations	2
Manager, Public Safety Facilities	2
Deputy General Manager	2

Section 13. Section 58.207 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.207. Film and Video Arts Commission

Disclosure Category 2: Persons in this category shall disclose all investments and business positions in, and income from, any film company that does business in the City and County of San Francisco within two years of the period covered by any statement of economic interest, or may foreseeably do business in the City and County. The term "film company" shall have the meaning ascribed to it by Section 57.1 of the Administrative Code of the City and County of San Francisco.

Designated Positions	Disclosure Categories
Commissioner	2
Executive Director	1
Administrator	1

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Section 14. Section 58.210 of the San Francisco Administrative Code is amended to read as follows:

Section 58.210. Fine Arts Museums.

Disclosure Category 2. Persons in this disclosure category shall disclose all investments and business positions in any business entity, and income from any source, involved in the buying or selling of works of art and which does business with The Fine Arts Museums of San Francisco, or has done business with the Museums within the two years prior to the date any disclosure statement must be filed, or which may foreseeably do business with the Museums in the future.

Disclosure Category 3. Persons in this disclosure category shall disclose all investments and business positions in any business entity, and income from any source, engaged in the construction trade and which does business with The Fine Arts Museums of San Francisco, or has done business with the Museums within the two years prior to the date any disclosure statement must be filed, or which may foreseeably do business with the Museums in the future.

Disclosure Category 4. Persons in this disclosure category shall disclose all investments and business positions in any business entity, and income from any source, involved in the sale and/or installation of signalling systems, including fire alarms,

burglar alarms and similar systems, which does business with The Fine Arts Museums of San Francisco, or has done business with the Museums within the two years prior to the date any disclosure statement must be filed, or which may foreseeably do business with the Museums in the future.

Disclosure Category 5. Persons in this disclosure category shall disclose all investments and business positions in any business entity, and income from any source, which does business with The Fine Arts Museums of San Francisco, or has done business with the Museums within the two years prior to the date any disclosure statement must be filed, or which may foreseeably do business with the Museums in the future.

Disclosure Category 6. Persons in this disclosure category shall disclose all investments and business positions in any business entity, and income from any source, involved in the design and publication of printed material, or the reproduction of works of art, which does business with The Fine Arts Museums of San Francisco, or has done business with the Museums within the two years prior to the date any disclosure statement must be filed, or which may foreseeably do business with the Museums in the future.

Disclosure Category 7. Persons in this disclosure category shall disclose all investments and business positions in any business entity, and income from any source, involved in the manufacture, sale, lease, distribution or provision of computers

and computer services, which does business with The Fine Arts Museums of San Francisco, or has done business with the Museums within the two years prior to the date any disclosure statement must be filed, or which may foreseeably do business with the Museums in the future.

Disclosure Category 8. Persons in this disclosure category shall disclose all investments and business positions in any business entity, and income from any source, which manufactures or sells supplies, books, machinery or equipment, or which provides services, of the type used by the department for which the designated employee is manager or director.

Designated Positions	Disclosure Categories
Trustee	2, 3, 4
Director	5
Associate Director/ Chief Curator	5
Deputy Director for Administration and Finance	5
Deputy Director for Operations	5
Deputy Director for Development	5
Curator-In-Charge, American Art	2, 6
Curator-In-Charge, Textiles	2, 6
Curator-In-Charge, Africa/Oceana and the Americas	2, 6

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Designated Positions	Disclosure Categories
Curator-In-Charge, Achenbach Foundation for Graphics Arts	2, 6
Head Conservator, Paper Conservation Lab	2
Head Conservator, Paintings Conservation	2
Head Conservator, Textiles Conservation	2
Head Conservator, Objects Conservation	2
Chief Registrar	7
Chief Stationary Engineer	3, 4, 8
Controller	5
Education Director	6
Exhibitions Support Manager	5
Librarian II	6
Museum Stores Manager	8
Public Information Officer	8
Publications Manager	6
Operations Manager	8
Legion Project Manager	3, 4, 5, 7, 8

Section 15. Section 58.220 of the San Francisco Administrative Code is amended to read as follows:

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Section 58.220. Housing Authority.

Disclosure Category 2. Persons in this disclosure category shall disclose all investments in, income from, and any business position in any business entity which leases, rents or operates from property of the San Francisco Housing Authority, or which provides or contracts with the Housing Authority to provide, services, supplies, materials, machinery or equipment to the Authority, or which has done so within the two years prior to the filing of any disclosure statement, or which may foreseeably do so in the future.

Disclosure Category 3. Persons in this disclosure category shall disclose all income from any person who applies for housing with the San Francisco Housing Authority, or who has submitted such an application within the two years prior to the filing of any disclosure statement.

Disclosure Category 4. Persons in this disclosure category shall disclose all interests in real property in the City and County of San Francisco, and investments and business positions in business entities and income from any source which owns, leases, rents or manages any real property in the City and County of San Francisco.

Designated Positions ((*))	Disclosure Category
Commissioners	1
Executive Director	1

Designated Positions	Disclosure Category
Deputy Executive Director for Maintenance & Operations	1
Deputy Executive Director for Administration & Finance	1
Executive Assistant to the Executive Director	1
Special Asst. to the Executive Director	1
Director, Resident Services	2
Finance Director	2
Assistant Finance Director	2
Internal Auditor	1
Information Systems Manager	2
Data Base Manager	2
Materials Manager	2
Procurement Officer	2
Buyer	2
Material Control Officer	2
Maintenance Operations Director	2
Maintenance Asst. to Maintenance Operations Director	2
Maintenance Manager	2
Rehabilitation Manager	2
Directory of Planning and Construction	2
Chief of Design and Planning	2
Chief of Construction	2

Designated Positions	Disclosure Category
Director of Planning and Construction	2
Branch Manager, Construction Dept.	2
Architects	2
Engineering Associate	2
Construction Inspector	2
Construction Contract Specialist	2
Development Associates	2
Legal Counsel	1
Assistant Legal Counsel	1
Eligibility Manager	3
Assistant Director of Conventional Housing	2
Assistant Director of Leased Housing	2
General Superintendent	2
Assistant Director of Subsidized Programs	4
Leased Housing Inspector	4
Liaison Officer	4
Voucher Coordinator	1
Special Programs Manager	4
Inspection Supervisor	4
Housing Inspectors	4
Director, Personnel Services	2
Employee Relations Specialist	2
Organizational Development Specialist	2
Employment Specialist	2

Designated Positions	Disclosure Category
Consultant**	1
Affirmative Action Officer	2
Architectual Associate I	2
Architectual Associate II	2
Construction Administrator	2
Construction Cost Estimator	2
Contract Construction Manager	2
Controller	2
Construction Manager	2
Deputy Executive Director for Management Operations	1
Director of Internal Audit	1
Director of Maintenance	2
Director of Planning & Design	2
Director of Public Affairs	2
Director of Rehabilitation and Construction	2
Drug Elimination Supervisor	2
Elevator Operations Manager	2
Eligibility Supervisor	3
Leased Housing Supervisor	2
Power Plant Operations Mgr.	2
Principal Administrative Planner	2
Rent Collection Manager	2
Resident Economic Development Specialist	2

Designated Positions	Disclosure Category
Safety Specialist	2
Senior Industrial Hygienist	2

((* Designated Employees. Designated Employees includes positions as classified on the date of adoption of this Code as well as any and all reclassifications or title changes that may occur in the future to the same job duties of said designated employee.))

** Consultants. With respect to consultants, the Executive Director may determine in writing that a particular consultant is hired to perform a range of duties that are limited in scope and thus is not required to comply with the disclosure requirements described in this category. Such determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Executive Director shall forward a copy of this determination to the Board of Supervisors. Nothing herein excuses any such consultant from any other provision of this Conflict of Interest Code.

Section 16. Section 58.280 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.280. Planning Department.

Disclosure Category 2. Persons in this category shall disclose all interests in real property, and all income, investments and business positions in any business entity that is principally involved in real estate development, architecture, design, engineering, real estate brokerage, real estate finance or appraisal, or historic preservation.

Disclosure Category 3. Persons in this category shall disclose all investments and business positions in business

entities and income from any source which provides, or contracts with the City and County of San Francisco and the Department of City Planning to provide services, supplies, materials, machinery or equipment to the Department of City Planning.

Designated Positions	Disclosure Categories
Planning Commissioners	See Sec. 58.600
Director of Planning	1
Deputy Director of Planning	1
Assistant Director - Plans & Programs	1
Assistant Director - Implementation	1
Planner V - General	1
Planner V - Zoning	1
Environmental Review Officer	1
Administrative Secretary, City Planning Commission	1
Capital Programs Manager	1
Planner IV - General	1
Planner IV - Zoning	1
Planner IV - Environmental Review	1
Planner IV - Urban Systems Analyst	1
Planner III - Urban Design	2
Planner III - Transportation	2
Planner III - General	2
Planner III - Zoning	2
Planner III - Administration	2, 3

Designated Positions	Disclosure Categories
Planner III - Environmental Review	2
Planner II	2
Planner I	2
Transit Planner IV	1
Transit Planner III	2
Transit Planner II	2
Architectural Assistant II	2
Architectural Assistant I	2
Consultants	1*
Assistant Zoning Administrator	1

*With respect to consultants, the Director of Planning may determine in writing that a particular consultant is hired to perform a range of duties that are limited in scope and thus is not required to comply with the disclosure requirements described in this category. Such determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Director of Planning shall forward a copy of this determination to the Board of Supervisors. Nothing herein excuses any such consultant from any other provision of this Conflict of Interest Code.

Section 17. Section 58.285 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.285. Police Department.

Disclosure Category 2. Persons in this category shall disclose all investments and business positions in business entities and income from any source which provides, or contracts

with the City and County of San Francisco and its Police Department to provide, services, supplies, materials, machinery or equipment to the Police Department.

Disclosure Category 3. Persons in this category shall disclose all investments and business positions in business entities, interests in real property, and sources of income subject to the regulatory, permit or licensing authority of the Police Department.

Designated Positions	Disclosure Categories
Police Commissioners	1
Chief of Police	1
Deputy Chief of Police	1
Commanders of Police	1
Commanding Officers, District Stations	1
Commanding Officer, Planning Division	1
Commanding Officer, Vice Crimes	1
Commanding Officer, Property Control Division	1
Commanding Officer, Legal Division	1
Legal Officers	1
Commanding Officer, Permits Section	3
Officer in Charge, Permit Section	3
Permit Hearing Officer	1
Chief Accounting Officer	2
Commanding Officer - Special Investigations	1

Designated Positions	Disclosure Categories
Commanding Officer - Narcotics Division	1
Lieutenant - Vice Crimes	1
Lieutenant - Narcotics	1

Section 18. Section 58.290 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.290. Port Commission.

Disclosure Category 2: Persons in this category shall disclose all investments in any business entity and income from any source which leases, rents or operates from property under the jurisdiction of the Port Commission, or which provides, or contracts with the City and County of San Francisco or the Port Commission to provide, services (including construction, repair and maintenance), equipment, materials, supplies, vehicles, or other items of use to the Port Commission, or which may foreseeably do so in the future, or which has done so within two years prior to any time period covered by a statement of economic interest, and his or her status as a director, officer, partner, trustee, employee, or holder of any management position in any such business entity.

Designated Positions	Disclosure Categories
Port Commissioners	1
Executive Director	1

Designated Positions	Disclosure Categories
Executive Assistant to the Port Director	1
((Director, Property & Finance	1))
((Director, Maritime	1))
((Director, Engineering & Maintenance	1))
((Director, Government & Public Affairs	1))
Commercial Property Manager	2
Assistant Rental Manager	2
((Property Development Manager	1))
Port Planning Manager	1
Chief Wharfinger	2
Wharfinger	2
((Manager, Trade Development and Communications	2))
((Sales Manager	2))
((Manager of Marketing	1))
Chief Harbor Engineer	1
Chief Building Inspector	2
Building Inspector	2
Construction Inspector	2
Supervising Fiscal Officer	1
Superintendent, Harbor Maintenance & Repair	1
((Ass't Superintendent Harbor Maintenance	2))
((Ass't Superintendent Harbor Maintenance, Electrical	2))
((Ass't Superintendent Harbor Maintenance, Piers & Wharfes	2))

Designated Positions	Disclosure Categories
((Ass't Superintendent Harbor Maintenance, Construction	2))
Consultant *	1
Director, Cargo Services	1
Director, Tenant Services	1
Director, Planning & Community Affairs	1
Director, Internal Services	1
Manager, Legislative Affairs & Communication	1
Manager, Cargo Business Development	1
Cargo Sales & Marketing Rep.	2
Manager, Cargo Facilities & Equipment	2
Sr. Property Manager	2
Manager, Tenant Facility Maintenance	2
Mgr. Planing & Development Services	2
Mgr. Regulatory & Environmental Services	2
Mgr. Internal Facilities Mtce.	2
Mgr. Accounting Services	2

*With respect to consultants, the Executive Director may determine in writing that a particular consultant is hired to perform a range of duties that are limited in scope and thus is not required to comply with the disclosure requirements described in this category. Such determination shall include a description of the consultants duties and, based upon that description, a statement of the extent of disclosure requirements. The Executive Director shall forward a copy of this determination to the Board of Supervisors. Nothing herein excuses any such consultant from any other provision of this Conflict of Interest Code.

Section 19. Section 58.310 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.310. Public Health Department.

Disclosure Category 2. Persons in this category shall disclose all investments and business positions in business entities and income from all laboratories, clinics, hospitals, rest homes, nursing homes, and outpatient care facilities, all medical, surgical, psychiatric, psychologic, and related practices, all medical supply firms, drug companies, and insurance companies; all child or adult care facilities; all medical or social service consulting firms; and any source which provides, or contracts with the City and County of San Francisco and its Public Health Department to provide, services, supplies, materials, machinery or equipment to the Public Health Department.

Disclosure Category 3. Persons in this category shall disclose all investments and business positions in business entities, interests in real property, and income from any source subject to the regulatory, permit or licensing authority of the Department of Public Health.

Designated Positions	Disclosure Categories
Health Commissioner	1
Executive Assistant to the Administrator, SFGH	2

Designated Positions	Disclosure Categories
Executive Assistant to the Director of Health	2
Administrator, SFGH Medical Center	1
Director of Health	1
Departmental Personnel Officer	2
Senior Personnel Officer	2
Personnel Director	1
Chief Accountant	2
((Patient Accounts Manager	2))
Finance Director, DPH	1
Supervising Fiscal Officer	2
Chief Telephone Operator	2
MIS Manager	2
Senior Administrative Analyst	2
Principal Administrative Analyst	2
Senior Management Assistant	2
Materials & Supplies Supervisor	2
Materials Coordinator	2
Chief Medical Records Administrator	2
Director of Patient Financial Services & Admissions	2
Hospital Administrative Assistant	2
Hospital Assistant Administrator	1
Hospital Associate Administrator	1

Designated Positions	Disclosure Categories
Associate Administrator, Medical Svcs. LHH	1
Administrator, LHH	1
Director, Dental Division	1
Physician Specialist	2
Senior Physician Specialist	2
Senior Physician Specialist	2
Supervising Physician Specialist	2
Radiologist/Chief of Medical Staff	1
Asst. Director of Clinical Svcs. I	2
Asst. Director of Clinical Svcs. II	2
Director of Clinical Services	1
Head Nurse	2
Assistant Director of Nursing	1
Director of Nurses, LHH	1
((Supervising Radiologic Technologist I	2))
Senior Pharmacist	2
Director of Pharmaceutical Services	2
Pharmacy Director, LHH	2
Director, Public Health Laboratories	2
((Director of Activities, Therapy & Volunteer Services))	((2))
Clinical Psychologist	2
Research Psychologist	2

Designated Positions	Disclosure Categories
Health Program Coordinator III	2
Administrative Chef	2
Director of Food Services	2
Senior Sewing Technician	2
Assistant General Services Manager	2
General Services Manager	2
Public Health Nursing Administrator	1
Associate Director, AIDS ((Program))	1
Deputy Director for Business & Operations	1
Deputy Director for Mental Health Programs	1
Deputy Director, Public Health Programs	1
Hospital Eligibility Supervisor	2
((Supervising)) Medical Social Worker Supervisor	2
Chief, Medical Social Services	2
Conservatorship/Case Management Supervisor	2
Chief Psychiatric Social Worker	2
Environmental Health Inspector	3
Senior Environmental Health Inspector	3
Principal Environmental Health Inspector	3
Director, Bureau of Environmental Health Services	1

Designated Positions	Disclosure Categories
Asst. Director, Bureau of Environmental Health Services	1
Industrial Hygienist	2
Building & Grounds Maintenance Superintendent	2
Chief Stationary Engineer	2
Institutional Police Lieutenant	2
Staff Assistant VII (((Sr. Indust. Hyg.))))	2
((Director, Mental Health Manager, Information))	((2))
MIS Director	1
Administrator, Health Information Services	2
((Director, Patient Finance Services	2))
((MIA Program Director	2))
((AIDS Medical Director	1))
((Associate Director of Health	1))
Assoc. Affirmative Action Coordinator	2
Supervising Clerk II	2
Secretary, Health Commission	1
Principal Account Clerk	2
Director of Patient Accounts	2
Management Assistant	2
Senior Storekeeper	2

Designated Positions	Disclosure Categories
Assistant Materials Coordinator	2
Director of Medical Records	2
Senior Associate Administrator	1
Dentist	2
Physician Assistant	2
Physician	2
Senior Physician	2
District Health Officer	2
Medical Director, DPH	1
Clinical Nurse Specialist	2
Nursing Supervisor	2
Nurse Practitioner	2
Asst. Dir. of Nursing, Staff Dev. & Res.	1
Assistant Director of Nursing, LHH	2
Rad. Tech. Supervisor	2
Director, Radiology	1
Assistant Chief, Paramedic Div.	1
Emerg. Med. Svcs. Agency Spec.	2
Chief Paramedic	2
Dir. of Volunteer Svcs., LHH	2
Dir. of Activity Therapy, LHH	2
Rehabilitation Coordination	2
Acupuncturist	2
Supv. Clinical Psychologist	2

Designated Positions	Disclosure Categories
Employee Referral Program Director (EAP)	2
Food Service Manager	2
Epidemiologist III	2
Prin. Dis. Control Investigator	2
Chief, Division of Vital Statistics	2
Chief, Bureau of Records and Statistics	2
Health Program Planner	2
Senior Health Program Planner	2
Director of Health Program Planning	1
Health Educator	2
Mental Health Educator	2
Chief, Bureau of Health Education	2
Senior Health Educator	2
Nutritionist	2
Dir. WIC Program, DPH	1
Dir. Bus. & Oper. Support, MHP	1
Deputy Director of Adult Services, CMHS	1
Deputy Director of Institutions, DPH	1
Program Chief, CPHS	1
Hospital Eligibility Manager	2
DPH Contract Compliance Officer II	2
Contract Compliance Officer I	2
Safety Analyst	2
Assistant Industrial Hygienist	2

Designated Positions	Disclosure Categories
Sr. Industrial Hygienist	2
Hazardous Materials Permit Program Manager	2
Manager, Office of Health and Safety	2
Dir. of Toxics and Safety Svcs.	1
Institutional Police Officer	2
Institutional Police Sergeant	2
Institutional Police Captain	2
Assistant Chief, Paramedics	2
MIS Manager	2
Director of Homeless Programs	2
Budget Director	2
Director of Public Information	2
Telecommunications Systems Director	2
Asst. Dir. MIS	2
Assistant Director Budget & Planning	2

Section 20. Section 58.325 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.325. Public Works Department.

Designated Positions	Disclosure Categories
General Office	All 1
Director of Public Works	

Designated Positions	Disclosure Categories
Asst. to Director of Public Works	All 1
Deputy Director of Public Works & Engineering	
Deputy Director of Public Works & Operations	
Deputy Director, Public Services	
Assistant Director - Administrative	
Claims Adjustor	
((Executive Director, Clean Water Program	1))
Office of Financial Management and Administration	All 1
Deputy Director for Financial Management & Administration	
Financial Manager	
Bureau of Architecture	All 1
City Architect	
Asst. City Architect	
Bureau of Building Inspection	All 1
Superintendent of Bureau of Building Inspection & Property Conservation	
Deputy Superintendent of Bureau of Building Inspection	

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Designated Positions	Disclosure Categories
Asst. Superintendent of Bureau of Building Inspection Administration	All 1
Asst. Superintendent of Bureau of Building Inspection, Property Conservation	
Building Code Analyst	
Property Rehabilitation Manager	
Sr. Civil Engineer	
Building Plans Engineer	
Mechanical Engineer	
Structural Engineer	
Civil Engineer	
Associate Civil Engineer	
Asst. Civil Engineer	
Chief Building Inspector	
Sr. Building Inspector	
Building Inspector	
Chief Electrical Inspector	
Sr. Electrical Inspector	
Electrical Inspector	
Line Inspector	
Chief Plumbing Inspector	
Plumbing Inspector	
Sr. Boiler Inspector	
Boiler Inspector	

Designated Positions	Disclosure Categories
Chief Housing Inspector	All 1
Sr. Housing Inspector	
Housing Inspector	
Management Assistant (Permit Expediter)	
Abatement Appeals Board Member	
Board of Examiner Member	
Senior Plumbing Inspector	
Manager, Construction Services Center	
Manager, Plan Check Services	
Permit Clerk II	
Handicapped Access Appeals Board Member	
Seismic Investigation and Hazard Survey Advisory Committee Member	
Code Advisory Committee Member	
Bureau of Building Repair	All 1
Public Building Maintenance & Repair Asst. Supt.	
Public Building - Maintenance & Repair Superintendent	
((Clean Water Program))	((All 1))
((Deputy Executive Director, Clean Water Program))	

Designated Positions	Disclosure Categories
Bureau of Engineering	All 1
Chief of Engineering	
Principal Civil Engineer	
Claims Adjuster	
Bureau of Water Pollution Control	All 1
Manager, Bureau of Water Pollution Control	
Associate Manager, Bureau of Water Pollution Control	
Deputy Manager, Bureau of Water Pollution Control	
Principal Engineer	
Supervisor of Lab, Water Quality Control	
Bureau of Street Cleaning and Urban Forestry	All 1
Street Cleaning & Planting Superintendent	
Street Cleaning & Planting Asst. Superintendent	
Bureau of Street and Sewer Repair	All 1
Superintendent of Street & Sewer Repair	
Asst. Superintendent of Street & Sewer Repair	

Designated Positions	Disclosure Categories
((Bureau of Traffic Engineering & Operations))	((All 1))
((Principal Traffic Engineer))	
((Sr. Traffic Engineer))	
((Supervisor, Traffic & Street Signs))	
((Machine Shops & Parking Meter Superintendent))	
((Electrician Supervisor II))	
Bureau of Construction Management	All 1
Bureau Chief	
Principal Engineer	
Senior Engineer	
Administrative Engineer	
Civil Engineer	
Associate Civil Engineer	
Assistant Civil Engineer	
Construction Inspector	
Cost Estimator	
Construction Contract Specialist II	
Construction Contract Specialist I	
Bureau of Environmental Regulation & Management	All 1
Bureau Chief	
Principal Engineer	
Senior Civil Engineer	

Designated Positions	Disclosure Categories
Civil Engineer	All 1
Associate Civil Engineer	
Assistant Civil Engineer	
Jr. Civil Engineer	
Supervising Wastewater Control Inspector	
Wastewater Control Inspector	
Sanitary Engineering Technician	
Chief Clerk	
Principal Water Services Clerk	
Senior Water Services Clerk	
Water Services Clerk	
Bureau of Subdivision, Surveys and Mapping	All 1
Bureau Chief	
Construction Chief	
Senior Plan Checker	
Civil Engineer	

Section 21. Section 58.330 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.330. Purchasing Department.

Disclosure Category 2. Persons in this category shall disclose all interests in real property.

Disclosure Category 3. Persons in this category shall disclose all investments and business positions in business entities and income from any source which provides, or contracts with the City and County of San Francisco and its Purchasing Department to provide commodities or services to the City and County of San Francisco, or has provided commodities or services to the City and County of San Francisco within the last two years.

Disclosure Category 4. Persons in this category shall disclose all investments and business positions in business entities and income from any source which provides, or contracts with the City and County of San Francisco to provide, or has provided within the last two years, commodities or services to either the Division of the Purchasing Department to which the person is assigned, or the Department (other than the Purchasing Department) to which the person is assigned.

Designated Positions	Disclosure Categories
Director of Purchasing	1
Assistant Director	2, 3
Supervising Purchaser	3
Senior Purchaser	3
Purchaser	3
Purchaser-Printing	3
Reproduction Manager	4
((Stores and Equipment Supervisor	3))
((Asst. Stores and Equipment Supervisor	3))

Designated Positions	Disclosure Categories
((City Shops General Superintendent	4))
((City Shops Assistant Superintendent	4))
Senior Storekeeper	4
Supervising Parts Storekeeper	4
Principal Parts Storekeeper	4
Senior Parts Storekeeper	4
Parts Storekeeper	4
Storekeeper	4
Materials Coordinator	4
Manager, Fleet Services	4
Assistant Manager, Fleet Services	4

Section 22. Section 58.335 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.335. Real Estate Department.

Designated Positions	Disclosure Categories
Director of Property	All 1
Assistant Director of Property	
Principal Real Property Officer	
Senior Real Property Officer	
Real Property Officer	
((Real Property Loan Officer))	
Head Accountant	

Section 23. Section 58.345 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.345. Recreation and Park Department.

Disclosure Category 2. Persons in this category shall disclose all investments and income from any source which leases, rents or operates from property under the jurisdiction of the Recreation and Park Commission, or which provides, or contracts with the City and County of San Francisco or the Recreation and Park Commission to provide, services (including construction, repair and maintenance), equipment, materials, supplies, vehicles, or other items of use to the Recreation and Park Commission or the Recreation and Park Department, or which may foreseeably do so in the future, or which has done so within two years prior to any time period covered by a statement of economic interest, and his or her status as a director, officer, partner, trustee, employee, or holder of any management position in any such business entity.

Disclosure Category 3. Persons in this category shall disclose all income from, and investments in, any business entity which does business in the jurisdiction, or has done business in the jurisdiction within two years prior to any time period covered by a statement of economic interest, or which may foreseeably do business in the jurisdiction in the future, and his or her status as a director, officer, partner, trustee, employee, or holder of any management position in any such

business entity.

Designated Positions	Disclosure Categories
Recreation and Park Commissioners	1
General Manager	1
Assistant General Manager for Administration	1
Executive Secretary to General Manager	2
((Asst. General Manager for Finance and Property	1))
Recreation Superintendent	1
Parks Superintendent	1
Arboretum Director	2
Golf Director	2
Zoo Director	1
((Assistant Zoo Director	1))
Property Manager	1
((Director of Marketing	3))
((Finance and Business Development Manager	3))
Director of Personnel & Staff Development	2
Assistant Superintendent of Parks/Structural Maintenance	2
((Finance Director	1))
((Stadium Manager	2))

Section 24. Section 58.350 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.350. Redevelopment Agency.

Disclosure Category 2: Persons in this category shall disclose all sources of income, investments, and all business positions in which the designated employee is a director, officer, partner, trustee, employee, or holds any position of management.

Disclosure Category 3: Persons in this category shall disclose all income from and investments in businesses that manufacture or sell supplies of the type utilized by the Agency.

Disclosure Category 4: Persons in this category shall disclose all investments in and income from all banks, savings and loan associations, insurance companies, investment companies, stockbrokers, title companies, financial consultants, data processing firms or consultants, but shall not include personal checking or savings accounts or certificates of deposit.

Disclosure Category 5: Unless the Executive Director determines in writing that more limited disclosure is permissible, Consultants shall disclose all sources of income, interests in real property and investments.

Designated Positions *	Disclosure Categories
Administrative Services Officer	2
Affirmative Action Officer	2
Affirmative Action Specialist	2
Agency General Counsel	1
Architect	1

Designated Positions	Disclosure Categories
((Assistant Agency Counsel	1))
((Assistant Community Development Specialist	1))
Assistant Development Specialist	1
Assistant Director, Community Services	1
Assistant Harbormaster	2
Assistant Project Coordinator	1
Assistant Supervisor, Residents & Business Services	1
Associate Civil Engineer	1
Attorney I	1
Attorney II	1
Chief, Architecture	1
Chief, Economic Development	1
Chief, Development and Real Estate	1
Chief, Engineering and Rehabilitation	1
Chief, Housing Production and Management	1
Chief, Planning and Programming	1
Civil Engineer (Project Engineers)	1
Commissioners	1
((Community Development Specialist	1))
Community Liaison Officer	1
Construction Inspector	1
Consultants	5**
((Controller	1))
Data Processing Manager	3, 4

Designated Positions	Disclosure Categories
Deputy General Counsel	1
((Deputy Executive Director Community Services and Administration	1))
Deputy Executive Director, Development	1
Deputy Executive Director, Finance	1
((Deputy Project Director	1))
((Development Coordinator	1))
Development Specialist	1
((Director, Community Information	1))
Executive Director	1
Financial Analyst	1
Financial Operations Manager	1
Financial Systems Accountant	4
Harbormaster	2
Housing Management Specialist	1
((Housing Management Supervisor	1))
((Landscape Architect/ Architectural Contracts Administrator	1))
Personnel Analyst	2
Project Coordinator	1
Project Director	1
Real Estate Specialist	1
((Realty Agent	1))
Records and Micrographics Manager	2

Designated Positions	Disclosure Categories
Rehabilitation Counselor	1
Residents and Business Services Supervisor	1
Senior Architect	1
Senior Attorney	1
Senior Civil Engineer	1
Senior Deputy Executive Director	1
Senior Development Specialist	1
Senior Landscape Architect/Architectural Contracts Administrator	1
Senior Planner	1
((Senior Realty Agent	1))

* The titles of Designated Positions are approved classification titles. Occasionally titles are changed or working titles are assigned. In such cases, the Redevelopment Agency is authorized to amend its code by substituting the new title for the old, provided that the disclosure categories remain the same.

** With respect to Consultants, the Executive Director may determine in writing that a particular consultant is hired to perform a range of duties that is limited in scope and thus is not required to comply with the disclosure requirements described in this section. Such determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of the disclosure requirements. The Executive Director shall forward a copy of this determination to the Clerk of the Board of Supervisors. Nothing herein excuses any consultant from any other provision of this Conflict of Interest Code.

Section 25. Section 58.355 of the San Francisco Administrative Code is amended to read as follows:

/ / /

Sec. 58.355. Registrar of Voters.

Disclosure Category 2. Persons in this category shall disclose all interests in real property, and all investments and business positions in business entities and income from any source which manufactures or sells supplies, materials, machinery or equipment of the type used by the Registrar's office.

Designated Positions	Disclosure Categories
Registrar of Voters	1
All Division Managers, Registrar of Voters	2
Management Information Systems	2

Section 26. Section 58.365 (Residential Rent Stabilization and Arbitration Board) of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.365. Residential Rent Stabilization and Arbitration Board.

Disclosure Category 2. Persons in this category shall disclose all interests in residential real property, and all income from, investments in, and business positions held in any business entity with an interest in residential real property in the jurisdiction, or which may foreseeably acquire such an interest, or which has acquired such an interest within two years

prior to the time period covered in a statement of economic interests. An official occupies a "business position" if he or she is a director, officer, partner, trustee, employee or holds any position of management.

Designated Positions	Disclosure Categories
Board Member	2
Executive Director	2
Rent Board Hearing Officer	2

Section 27. Section 58.375 of the San Francisco Administrative Code is amended to read as follows:

Section 58.375. San Francisco County Transportation Authority.

Executive Director	1
((Deputy Executive Director	1))
Director, Plans and Programs	2
Director, Management & Finance	2

Section 28. Section 58.385 of the San Francisco Administrative Code is amended to read as follows:

/ / /

Sec. 58.385. Social Services Commission.

Disclosure Category 2: Persons in this category shall disclose all investments and business positions in business entities and income from any source which provides, or contracts with the City and County of San Francisco and its Department of Social Services to provide, services, supplies, materials, machinery or equipment to the Social Services Department.

Disclosure Category 3: Persons in this category shall disclose all investments and business positions in business entities and income from any source which owns or operates any board and care home, foster institution for children or home health agency in the jurisdiction.

Disclosure Category 4: Persons in this category shall disclose all investments and business positions in business entities and income from any source which is engaged in the sale of products or services related to data processing.

Designated Positions	Disclosure Categories
Members, Social Services Commission	1
General Manager	1
Deputy General Manager	1
Budget Director	1
Supervisor, Contracts	2
Investigations Manager, Children's Services	3
Assistant to General Manager	1
Assistant General Manager	1

Designated Positions	Disclosure Categories
Director, Administrative Services	1
((Director Fiscal Operations	1))
Supervising Fiscal Officer	1
((Assistant Director, Contracts	2))
Assistant Director, Family & Children's Services	3
Assistant Director, Adult Services	3
Supervisor, Support Services	2
Supervisor, Systems Development	4
((Homeless Coordinator	1))
Materials & Supplies Supervisor	2
((GAIN Coordinator	2))

Section 29. Section 58.390 of the San Francisco Administrative Code is amended to read as follows:

Sec. 58.390. Treasurer-Tax Collector

Disclosure Category 2.: Persons in this category shall disclose all investments in any business entity and income from any source which provides services, supplies, materials, machinery or equipment to the Treasurer-Tax Collector Department, or which may foreseeably do so in the future, or which has done so within two years prior to any time period covered by a statement of economic interest.

Designated Positions	Disclosure Categories
Treasurer	See §58.600
Chief Assistant Treasurer	1
Cash Management & Investment Officer	See §58.600
Assistant Cash Management & Investment Officer	See §58.600
Head Accountant	2
Tax Collector	1
Deputy Tax Collector	1
Tax Collector Attorney	1
Chief Business Tax Auditor	1
Director, Bureau of Delinquent Revenue	1
Chief Investigator	1
Director, Real Estate Division	1
((Sr. Management Assistant (Administration)	2))
((Sr. Management Assistant (Parking Meters)	2))
Senior Administrative Analyst	2
Senior Management Assistant (License)	2
Senior Management Assistant (Bus. Tax)	2

APPROVED AS TO FORM:
LOUISE H. RENNE
City Attorney

Deputy City Attorney

3634r

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
September 28, 1992	October 5, 1992
Ayes: Supervisors Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Achtenberg Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Achtenberg Britt Gonzalez	Absent: Supervisors Alioto Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
97-92-53

OCT 0 9 1992
Date Approved

Frank G. Jordan
Mayor

FILE NO. 115-92-10 ORDINANCE NO. 812-92

AMENDING PART II, CHAPTER II OF THE SAN FRANCISCO MUNICIPAL CODE (CITY PLANNING CODE) BY AMENDING SECTION 243 VAN NESS AVENUE SPECIAL USE DISTRICT TO PERMIT AWNINGS, CANOPIES AND MARQUEES.

NOTE: Additions or substitutions are indicated by <u>underlined</u> text; deletions are indicated by ((double parenthesis)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II Chapter II of the San Francisco Municipal Code (City Planning Code) is hereby amended by the amendment of Section 243 to read as follows:

SECTION 243 VAN NESS SPECIAL USE DISTRICT

(a) General. A Special Use District entitled the Van Ness Special Use District, the boundaries of which are shown on Sectional Map No. 2 u of the Zoning Map, is hereby established for the purposes set forth below.

(b) Purposes. In order to implement the objectives and policies of the Van Ness Avenue Plan, a part of the Master Plan, which includes i) creation of a mix of residential and commercial uses on the boulevard, (ii) preservation and enhancement of the pedestrian environment, iii) encouragement of the retention and appropriate alteration of architecturally and historically significant and contributory buildings, iv) conservation of the existing housing stock, and v) enhancement of the visual and urban design quality of the street, the following controls are imposed in the Van Ness Special Use District.

(c) Controls. All provisions of the City Planning Code applicable to an RC-4 District shall apply except as otherwise provided in this section.

(1) Basic Floor Area Ratio. The basic floor area ratio limit shall be 7.0 to 1 in the 130 foot height district and 4.5:1 in the 80 foot height district. These limits shall apply to dwellings notwithstanding Section 124(b) of this Code, but shall not apply to floor space used for non-accessory off-street parking and driveways and maneuvering areas incidental thereto provided such parking is located entirely below curb level at the centerline of the building containing such parking and replaces parking spaces displaced by the building or buildings. For definitions of floor area ratio and gross floor area, see Section 102.10 and 102.8, respectively. The provisions allowing a floor area premium set forth in Section 125(a) shall not apply in the Van Ness Special Use District.

(2) Housing Density. The restrictions on density set forth in Sections 207, 207.1, 208, 209.1 and 209.2 of this Code shall not apply.

(3) Height and Bulk Restrictions. See Height and Bulk Map No. 2H. See Section 270 of this Code for bulk limits.

(4) <u>Awnings, canopies and marquees, as defined in Sections 790.20, 790.26 and 790.58 of this Code, and further regulated by the Building Code and Sections 243(c)(5), 136.2 and 607.3 of this Code are permitted</u>.

((4)) (<u>5</u>) Signs. Signs located within the Van Ness Special Use District, with the exception of the Civic Center Special Sign District as described in Section 608.3 of this Code and as shown in Sectional Map SSD, shall be regulated as provided in Article 6, including Section 607.3 which governs signs located in the Van Ness Special Sign District.

((5)) (<u>6</u>) Rear Yards. The requirements of this Code applicable to rear yards may be modified or waived by the Zoning Administrator pursuant to Section 307(g) if all of the following conditions are met:

(A) The interior block open space formed by the rear yards of abutting properties will not be adversely affected; and

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(B) A comparable amount of usable open space is provided elsewhere on the lot or within the development where it is more accessible to residents; and

(C) The access of light and air to abutting properties will not be significantly impeded.

This provision shall be administered pursuant to the procedures which are applicable to variances, as set forth in Sections 306.1 through 306.5 and 308.2 of this Code.

((6)) (7) Required Setbacks. Setbacks for buildings exceeding a height of 40 feet shall be regulated as provided in Section 253.2 of this Code.

((7)) (8) Limitation of Non-Residential uses.

(A) Residential Uses: Ratio established. In newly constructed structures, non-residential uses shall only be permitted if the ratio between the amount of net additional occupied floor area for residential uses, as defined in this paragraph below, to the amount of occupied floor area for nonresidential uses in excess of the occupied floor area of structures existing on the site at the time the project is approved is 3 to 1 or greater. In addition to existing structures which exceed 20 percent of the gross floor area of the existing structure, nonresidential uses shall be permitted in the addition in excess of 20 percent only if the ratio between the amount of occupied floor area for residential use, as defined in this paragraph below, to the area of occupied floor area for nonresidential use is 3 to 1 or greater. This residential use ratio shall not apply to development sites in the Van Ness

Special Use District which have less than 60 feet of street frontage on Van Ness Avenue and have no street frontage other than the Van Ness Avenue frontage. For purposes of this Section, "nonresidential uses" shall mean those uses described in Sections 209.2(d) and (e) (hotel, inn, hostel), 209.3 (a) (hospital, medical center or other medical institution with in-patient care facilities), 209.4 (community facilities), 209.6 (public facilities and utilities), 209.7 (vehicle storage and access) and 209.8 (commercial establishments), in the Automotive Special Use District nonresidential uses include automotive uses as described in Section 237; "residential use" shall mean those uses described in 209.1 and 209.2 (a) (b) and (c) (dwelling units and group housing).

(B) Reduction of Ratio of Residential Uses for Affordable Housing. The City Planning Commission may modify the Van Ness Special Use District residential to nonresidential use ratio between Golden Gate Avenue and California Street as a Conditional Use in one of the following ways:

(i) In-Lieu Fee. By conditional use the developer may elect to fulfill the obligation to build housing by paying an in-lieu fee to the Affordable Housing Fund as provided in Section 313 of this Code. No more than a 50% reduction of the required housing for a specific project can be fulfilled by paying an in-lieu fee. Use of these funds shall provide affordable housing within 2,000 feet of the Van Ness Special Use District. The in-lieu fee shall be determined by the following formula:

(1) ((Lot Area X FAR) / 4) X 3 =
Residential SQFT Requirement

(2) Residential SQFT Requirement
- Residential SQFT Developed
= LOSS

(3) LOSS X $15 - In-Lieu Fee

(ii) Providing Affordable Housing. By conditional use, the developer may reduce up to 50 percent of the required amount of an on-site housing by

maintaining a portion of that housing as permanently affordable for the life of the project. Affordable units shall be managed by a non-profit housing agency through a duly executed agreement between the project sponsor, the nonprofit agency and the Planning Department. The mix of affordable units retained in the project shall conform to the overall dwelling unit size mix of the project. The portion of retained residential which shall be affordable will be determined by calculating the number of market rate units which could be subsidized by the amount of "in-lieu fee" calculated in paragraph (i) above. The number of square feet of affordable housing shall be calculated in the following manner:

(1) In-Lieu Fee/($30/square foot subsidy) = Square Feet of Affordable Housing Retained in the Project.

(iii) Annual Reporting, Evaluation and Adjustments to Affordability and Fee Calculations. The Department shall report annually to the Planning Commission on the activity and utilization of Section 243(c)(7)(B). Based on an evaluation of this report, the Planning Commission may initiate a modification or deletion of Section 243(c)(7)(B).

The dollar amounts used in the calculation for paragraphs (i) and (ii) of this Subsection shall be subject to annual adjustments in accord with Section 313(f)(1) of this Code. Affordability shall be defined by rents or sale prices affordable by households with no more than 80% of median income standards developed by HUD.

(iv) If the Commission finds that taking into consideration projects constructed since the effective date of the Van Ness Special Use District and the housing development potential remaining in the District the overall objective of adding a substantial increment of new housing on Van Ness Avenue will not be significantly compromised, the Commission may be conditional use modify the 3:1 housing ratio or may modify the rules regarding the timing and location of linked projects if in addition to Section 303(c) standards of this Code it finds that:

(1) The project is to provide space for expansion of an established business from an adjacent site (for this purpose two sites separated by an alley shall be deemed to be adjacent) or,

(2) The project is to provide space for an institutional, hotel, medical, cultural or social service use meeting an important public need which cannot reasonably be met elsewhere in the area, and

(3) Housing cannot reasonably be included in the

project referred to in (1) and (2) above.

(C) Off-site Provision of Required Residential Space. For the purpose of calculating the 3 to 1 ratio between residential and non-residential use, two or more projects for new construction within the Van Ness Special Use District may be considered and approved together as linked projects. The requirements of paragraph A above may be satisfied if the aggregate amount of occupied floor area for residential use in two or more linked projects is at least three times greater than the aggregate amount of occupied floor area for nonresidential use.

(i) Those building permit applicants who wish to link two or more projects for the purpose of meeting the 3 to 1 residential to nonresidential ratio shall file with the Department of City Planning a statement of intent identifying the applications covering the projects that are to be considered and approved together;

(ii) When the Department of City Planning approves an application for a project containing only non-residential use and the project is linked to one or more other projects pursuant to the statement of intent filed with the Department, it shall include as a condition of approval a requirement prohibiting the project sponsor from commencing any work on the site until the Zoning Administrator issues a written determination that such work may proceed. The Zoning Administrator shall not issue such a determination until those permits authorizing the projects containing residential use have been issued and foundations have been completed at each such site;

(iii) If a permit for a project containing nonresidential use expires because of delays in the completion of foundations for linked projects containing residential uses, new permits may be approved for the nonresidential project within three years of such expiration without regard to the 3 to 1 residential ratio requirement if a Temporary Certificate of Occupancy or a Permit of Occupancy has been issued for each project containing residential use;

(iv) No building or portion of a building approved as a linked project that contains residential use required to meet the 3 to 1 residential to nonresidential ratio requirement shall be used for any nonresidential purposes; provided, however, that this restriction shall no longer apply if 50 per cent or more of the nonresidential occupied floor area in the linked projects has been converted to residential use, or has been demolished, or has been destroyed by fire or other act of God.

(v) The Zoning Administrator shall impose as a condition of approval of a permit authorizing the residential uses of linked projects the requirement that the

owner record in the land records of the property a notice of restrictions, approved as to form by the Zoning Administrator, placed on the use of the property by this Section.

(D) Non-conforming uses. A use which existed lawfully at the effective date of this Section and which fails to conform to the use limitation of Section 243(c)(7)(A) above, shall be considered a non-conforming use and subject to the provisions of Sections 180-188 of this Code, including the provisions of Section 182 regarding change of use, except as follows:

(i) In calculating the cost of structural alterations pursuant to Section 181(b)(4), the cost of reinforcing the building to meet the standards for seismic loads and forces of the 1975 Building Code shall not be included; and

(ii) Notwithstanding the provisions of Section 181(b), the structure occupied by the nonconforming use may be enlarged by an amount equal to 20 percent of the gross floor area of the existing structure.

(E) Ground story uses. Parking shall not be permitted on the ground story of lots abutting Van Ness Avenue to a depth of 25 feet from Van Ness Avenue. At least one-half the total width of structures at the ground story on lots abutting Van Ness Avenue shall be devoted to entrances, windows or display space. Every window located at the ground story shall use clear, untinted glass, except for decorative or architectural accent. Any decorative railings or grille work, other than wire mesh, shall be at least 75 per cent open to view and no more than six feet in height above grade. For the purposes of this Section, "ground story" shall be defined as the portion of a building included between the upper surface of the lowest floor and the upper surface of the floor next above, provided such floor level is not more than 4 feet below grade for more than 50 percent of the total perimeter, or more than 8 feet below grade at any point.

(F) Fast Food Uses. A large fast food restaurant as defined in Section 790.90 of this Code, shall be permitted only as a conditional use.

A small self serving restaurant, as defined in Section 790.91 of this Code, shall be permitted only as a conditional use unless such restaurant is a related minor use which is either necessary to the operation or enjoyment of a lawful principal use or conditional use, or is appropriate, incidental and subordinate to any such use, in which case it shall be permitted as an accessory use.

(G) Drive Up Facilities. Drive-up facilities are not permitted. For the purposes of this Section, "drive-up facilities" shall be defined as structures designed primarily for drive-to or drive-through trade which provides service to patrons while in private motor vehicles.

(H) Demolitions. All demolitions of buildings containing residential use and all conversions from residential uses

to nonresidential uses above the ground floor shall be permitted only if authorized as a conditional use under Section 303 of this Code, unless the Superintendent of the Bureau of Building Inspection or the Chief of the Bureau of Fire Prevention and Public Safety determines that the building is unsafe or dangerous and that demolition is the only feasible means to secure the public safety. When considering whether to grant a conditional use permit for the demolition or conversion, in lieu of the criteria set forth in Planning Code Section 303, consideration shall be given to the adverse impact on the public health, safety and general welfare of the loss of housing stock in the district and to any unreasonable hardship to the applicant if the permit is denied. The definition of residential use shall be as set forth in Section 243(c)(7)(A), but shall not include any guest room in a building classified as a residential hotel subject to the Residential Hotel Unit Conversion and Demolition Ordinance.

A conditional use permit shall not be required if the demolition permit is sought in order to comply with a Court order directing or permitting the owner to demolish a building because it is unsafe. No person shall be permitted to construct anything on the site of a demolished building subject to such an order for a period of 2 years unless (a) the proposal is for at least the same number and size of dwelling units and guest rooms and the same amount of nonresidential floor area as that which was demolished or (b) the applicant request and is granted an exemption from this requirement on the ground that the applicant has demonstrated that (1) the need for demolition did not arise because of the deliberate or unreasonable neglect of the maintenance of the building, or that (2) the restrictions would cause undue hardship to the property owner or that (3) the restrictions would leave the property without any substantial remaining market value or reasonable use.

(I) Parking. Pursuant to Table 151 in Article 1.5 of this Code, the residential parking requirement shall be one space for each dwelling unit; provided, however, that the parking requirement may be reduced to not less than one space for each four dwelling units, if the Zoning Administrator determines that the reduced parking requirement is sufficient to serve the reasonably anticipated auto usage by residents and visitors to the project. The procedures and fee for such review shall be the same as those which are applicable to variances, as set forth in Sections 306.1 through 306.5 and 308.2.

((8)) (9) Reduction of Ground Level Wind Currents.

(A) New buildings and additions to existing buildings shall be shaped, or other wind baffling measures shall be adopted, so that the development will not cause year round ground level wind currents to exceed, more that 10 percent of the time, between 7:00 a.m. and 6:00 p.m., the comfort level of 11 m.p.h. equivalent wind speed in areas of pedestrian use and 7 m.p.h. equivalent wind speed in

public seating areas. When pre-existing ambient wind speeds exceed the comfort levels specified above, the building shall be designed to reduce the ambient wind speeds in efforts to meet the goals of this requirement.

(B) An exception to this requirement may be permitted but only if and to the extent that the project sponsor demonstrates that the building or addition cannot be shaped or wind baffling measures cannot be adopted without unduly restricting the development potential of the building site in question.

(i) The exception may permit the building or addition to increase the time that the comfort level is exceeded, but only to the extent necessary to avoid undue restriction of the development potential of the site.

(ii) Notwithstanding the above no exception shall be allowed and no building or addition shall be permitted that causes equivalent wind speeds to reach or exceed the hazard level of 26 m.p.h. for a single hour of the year.

(C) For the purposes of this section, the term "equivalent wind speed" shall mean an hourly wind speed adjusted to incorporate the effects of gustiness or turbulence on pedestrians.

APPROVED AS TO FORM

LOUISE RENNE, City Attorney

by: Judith A. Baxjian, Deputy City Attorney

LUCIAN R. BLAZEJ ~~DEAN L. MORIS~~, Planning Director

L. R. Blazej

CC

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
September 28, 1992	§	October 5, 1992
Ayes: Supervisors Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Achtenberg Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Achtenberg Britt Gonzalez	§	Absent: Supervisors Alioto Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 115-92-10

OCT 09 1992
Date Approved

Frank M. Jordan
Mayor

AS AMENDED IN BOARD 10/5/92
As divided in Board 10/13/92

FILE NO. 101-92-7

ORDINANCE NO. 313-92

(Government Funding)

ADJUSTING REVENUE AND EXPENDITURE APPROPRIATIONS FOR VARIOUS DEPARTMENTS OF THE GENERAL FUND, TRAFFIC FINES FUND, WELFARE ASSISTANCE AND ADMINISTRATION FUND, TOBACCO TAX FUND, HEALTH AND WELFARE REALIGNMENT FUND, NARCOTICS FORFEITURE FUND, CABLE TV ACCESS DEVELOPMENT FUND, TAXICAB ENFORCEMENT FUND, CHILDRENS FUND, OPEN SPACE FUND, RECREATION AND PARK SPECIAL REVENUE FUND, STATE AUTHORIZED FUND, INTERNAL SERVICE FUND-CONTROLLER ISD, INTERNAL SERVICE FUND-REAL ESTATE, INTERNAL SERVICE FUND-ELECTRICITY, PUBLIC UTILITIES COMMISSION FUND, INTERDEPARTMENTAL WORK ORDER FUND, SPECIAL REVENUE-STORES INVENTORY FUND, PUBLIC UTILITIES COMMISSION-PERSONNEL FUND, DPW-SUPPORT SERVICES FUND, DPW PERSONNEL FUND, AIRPORT OPERATING FUND, MUNICIPAL RAILWAY OPERATING FUND, S F HARBOR OPERATING FUND, S F GENERAL HOSPITAL OPERATING FUND, S F GENERAL HOSPITAL WORK ORDER FUND, LAGUNA HONDA HOSPITAL OPERATING FUND, DELETING EIGHTY-SIX (86) POSITIONS, 10/13/92 ~~CREATING ONE (1) POSITION,~~ REFLECTING BUDGET ADJUSTMENTS FOR FISCAL YEAR 1992-93 RESULTING FROM STATE BUDGET REDUCTIONS.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Annual Appropriation Ordinance for fiscal year 1992-93 (File No. 101-92-2) Ordinance No. 247-92 is hereby amended by the following increases and decreases in revenue and expenditure accounts as indicated. (in Revenue Appropriation and Year End Surplus accounts increases are shown as debits while decreases are shown as credits; in Expenditure Appropriations, Reserves and Fund Balance Accounts increases are shown as credits while decreases are shown as debits.):

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
01-001 General Fund			
GL 905 (000026)	**Original Unappropriated Revenue Reserved**		
10/13/92 Subsid. 000006	General Reserve	31,235,253 ~~30,405,984~~	
GL 491 (000026)	**Unappropriated Revenue Retained**		
Subsid. 000061	Reserve for Litigation		4,500,000
Subsid. 000004	Police Academy Class Reserve	350,000	
Subsid. 000015	Public Library - Sunday Service	90,000	
Subsid. 000042	Childrens' Zoo Admission	146,000	
Subsid. 000035	Sheriff - Alternative Treatment	399,675	
Subsid. 000079	County Veterans Service-PA/PG		100,000
Subsid. 000045	Social Services-Rep Payee		217,000
GL 401	**Revenue Appropriations**		
01-00-00 (040105)	**Board of Supervisors**		
70-7099 (119990)	Other Government Charges	8,208	
10-00-00	**Superior Court**		
70-7001 (040881)	Trial Court Filing Fees		2,295,297
70-7006	Court Reporter Fees		518,789
11-00-00	**Municipal Court**		
70-7001 (040709)	Trial Court Filing Fees		875,000
70-7006	Court Reporter Fees		200,000
29-00-00	**City Planning**		

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Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
70-7081 (053454)	City Planning Commission Fees	460,000	
31-00-00	**Fire**		
60-6029 (046995)	State Mandated Cost - Various		40,000
37-00-00	**Board of Permit Appeals**		
70-7024 (040766)	Permit Application Filing Fees	19,000	
38-00-00	**Police**		
60-6029 (053116)	State Mandated Costs - Various		5,000
45-00-00	**Department of Social Services**		
62-6206 (040824)	Adoption Program Admin.	23,967	
62-6299 (040824)	Misc. Federal and State Subventions		48,047
63-6329 (040824)	Insp. Homes Aged Children	343,108	
63-6335 (040824)	Adult Assistance - State		60,000
63-6357 (040824)	Out of Home Care	1,713	
70-7099 (045807)	Other Government Charges	50,000	
80-00-00	**Registrar of Voters**		
60-6027 (041350)	State Mandated Election Cost		800,000
87-00-00	**Community Mental Health Service**		
60-6074 (040915)	Community Mental Health Services Subvention		1,720,960
99-00-00	**General Fund Unallocated**		
50-5099 (119990)	Unallocated General Property Taxes		63,309,991
51-5120	Business Registration Tax		300,000
51-5121	Business License Tax		2,400,000
51-5181	Purchase and Use Tax		1,126,400
51-5191	Employers Payroll Tax		5,300,000
54-5401	Interest Earned - Pooled Cash		3,000,000
60-6029	State Mandated Costs - Various		155,000
60-6041	Trial Court Funding Subvention	3,445,000	
60-6055	Motor Vehicle License Fee In Lieu		801,317
GL 438	**Expenditure Appropriations**		
01-00-00	**Board of Supervisors**		
10-1001 (300012)	Professional Services Contracts	30,802	
10-1060 (300012)	Data/W.P. Equipment Maintenance	3,000	
10-1236 (300012)	Printing	15,294	
30-3500 (300012)	Reproduction	20,000	
30-3510 (300012)	City Mail Services	5,000	
02-00-00	**Assessor**		
01-0010 (301507)	Permanent Salaries - Miscellaneous	63,313	
04-0600	Mandatory Fringe Benefits	13,137	
03-00-00	**City Attorney**		
01-0010 (302125)	Permanent Salaries - Miscellaneous	41,024	
04-0600	Mandatory Fringe Benefits	8,976	
04-00-00	**District Attorney**		
01-0010 (303271)	Permanent Salaries - Miscellaneous	166,500	

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
04-0600	Mandatory Fringe Benefits	34,546	
05-00-00	**Public Defender**		
01-0010 (304113)	Permanent Salaries - Miscellaneous	80,932	
04-0600	Mandatory Fringe Benefits	19,068	
08-00-00	**Treasurer-Tax Collector**		
01-0010 (558007)	Permanent Salaries - Miscellaneous	62,112	
04-0600	Mandatory Fringe Benefits	12,888	
09-00-00	**Controller**		
01-0010 (314005)	Permanent Salaries - Miscellaneous	62,112	
04-0600	Mandatory Fringe Benefits	12,888	
13-00-00	**Adult Probation**		
01-0010 (320507)	Permanent Salaries - Miscellaneous	64,922	
04-0600	Mandatory Fringe Benefits	2,710	
10-1100 (320507)	Local Share Grant Match	19,792	
10-1230 (320507)	Telephone	1,500	
30-3400 (320507)	Controller - Data Processing	3,132	
30-3500 (320507)	Reproduction	1,500	
30-3510 (320507)	City Mail	5,287	
25-00-00	**Mayor's Office**		
01-0010 (323709)	Permanent Salaries - Miscellaneous	139,000	
04-0600	Mandatory Fringe Benefits	11,000	
28-00-00	**Art Commission**		

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
01-0001 (330423)	Permanent Salaries - Miscellaneous	14,055	
04-0600	Mandatory Fringe Benefits	5,946	
29-00-00	**City Planning**		
01-0001 (331504)	Permanent Salaries - Miscellaneous		166,000
30-00-00	**Civil Service**		
01-0010 (332601)	Permanent Salaries - Miscellaneous	207,039	
04-0600	Mandatory Fringe Benefits	42,961	
31-00-00	**Fire Department**		
01-0010 (325472)	Permanent Salaries - Miscellaneous	872,740	
04-0600	Mandatory Fringe Benefits	181,094	
04-0602	Retirement - City Uniformed	16,677,000	
10-1050 (325472)	Data/Word Processing Equipment Maint.	40,000	
22-2316 (325472)	Equip Lease/Purchase	112,325	
20-2010 (333203) proj/wp 119-01	Project Expenditure Budget-Professional Servic	16,275	
20-2010 (333203) proj/wp 115-01	Project Expenditure Budget-Office Modernizatio	20,000	
20-2010 (333203) proj/wp 117-01	Project Expenditure Budget-Consent Decree	36,500	
34-00-00	**Human Rights Commission**		
01-0010 (340018)	Permanent Salaries - Miscellaneous	63,007	
04-0600	Mandatory Fringe Benefits	16,993	
38-00-00	**Police Commission**		
01-0010 (580159)	Permanent Salaries - Miscellaneous		141,604
01-0020 (580159)	Permanent Salaries - Uniform	268,928	

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
04-0600	Mandatory Fringe Benefits	128,095	
04-062	Retirement - City Uniformed	16,023,000	
41-00-00	**Public Library**		
01-0010 (615005)	Permanent Salaries - Miscellaneous	306,418	
04-0600	Mandatory Fringe Benefits	63,582	
10-1230	Telephone	12,188	
42-00-00	**Recreation and Park**		
01-0010 (364059)	Permanent Salaries - Miscellaneous	67,476	
04-0600	Mandatory Fringe Benefits	39,524	
45-00-00	**Social Services**		
15-1500 (640060)	AFDC Aid Payments	3,195,686	
10-1230 (640037)	Telephone	39,935	
60-00-00	**Academy of Science**		
10-1000 (400010)	Professional & Special Services	30,000	
61-00-00	**Fine Arts Museum**		
01-0010 (401018)	Permanent Salaries - Miscellaneous	82,816	
04-0600	Mandatory Fringe Benefits	17,184	
70-00-00	**Chief Administrative Officer**		
01-0010 (420018)	Permanent Salaries - Miscellaneous	46,339	
04-0690 (420018)	Mandatory Fringe Benefits	10,195	
10-1090 (420018)	Other Contractual Services	1,000	
10-1200 (420018)	Other Current Services	1,000	

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
30-3330 (420018)	Chief Administrative Officer	19,528	
11-1300 (309245)	Materials and Supplies	1,000	
30-3400 (309245)	Controller - Data Processing	15,000	
71-00-00	**Real Estate**		
01-0010 (422107)	Permanent Salaries - Miscellaneous	29,101	
04-0600	Mandatory Fringe Benefits	6,403	
74-00-00	**Medical Examiner/Coroner**		
11-1300	Materials and Supplies	12,000	
75-00-00	**Electricity**		
01-0010 (425124)	Permanent Salaries - Miscellaneous	50,907	
04-0600 (425124)	Mandatory Fringe Benefits	9,947	
10-1000 (425124)	Professional Services	6,855	
10-1230 (425124)	Telephone	204,251	
11-1300 (425124)	Materials and Supplies	7,800	
30-3900 (943456)	Work Order Recovery		204,251
30-3100 (425124)	Automotive Maintenance	4,000	
76-00-00	**Animal Care and Control**		
01-0010 (421016)	Permanent Salaries - Miscellaneous	4,141	
03-0120	Holiday Pay	7,000	
04-0600	Mandatory Fringe Benefits	859	
10-1000	Professional Services	2,000	
10-1060	Data/W.P. Equipment Maint.	7,000	

	Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
1	10-1230	Telephone	2,000	
2	10-1400	Fixed Charges	1,000	
3	78-00-00	**Recorder**		
4	01-0010 (428011)	Permanent Salaries - Miscellaneous	59,008	
5	04-0600	Mandatory Fringe Benefits	13,572	
6	80-00-00	**Registrar of Voters**		
7	02-0200 (430017)	Temporary Salaries - Miscellaneous	5,000	
8	10-1200 (430017)	Other Current Services	30,000	
9	83-00-00	**Public Health Central Office**		
10	01-0010 (441006)	Permanent Salaries - Miscellaneous	881,681 ~~849,545~~	
11	02-0200	Temporary Salaries - Miscellaneous	44,695	
12	02-0250	Temporary Salaries - Nurses	4,013	
13	03-0100	Overtime	10,975	
14	04-0600	Mandatory Fringe Benefits	194,648 ~~187,980~~	
15	10-1000	Professional Services	3,313	
16	10-1010	Medical Services Contracts	239,750	
17	10-1020	Professional Services (Prop J)	3,500	
18	10-1090	Other Contractual Services	2,000	
19	10-1110	Use of Employee Cars	2,500	
20	10-1200	Other Current Services	17,980	
21	10-1230	Telephone	26,062	
22	10-1460	Rental of Property	95,581	
23				
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	Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
1	11-1300	Materials and Supplies	10,294	
2	30-3400	Controller Data Processing	242,353	
3	30-3890	Miscellaneous Departments	25,355	
4	87-00-00	**Community Mental Health**		
5	01-0010 (441055)	Permanent Salaries - Miscellaneous	838,452	
6	01-0050	Permanent Salaries - Nurses	61,747	
7	04-0600	Mandatory Fringe Benefits	207,357	
8	10-1010	Medical Services Contracts	2,235,924	
9	11-1300	Materials and Supplies		200,000
10	30-3890	Miscellaneous Departments	18,899	
11	90-00-00	**Public Works**		
12	01-0010 (778019) Proj/Wp 050-01	Permanent Salaries - Miscellaneous	61,063	
13	04-0600 Proj/Wp 050-01	Mandatory Fringe Benefits	13,690	
14	09-0900 (778019) Proj/Wp 050-01	Department Overhead	7,462	
15	09-0900 (778019) Proj/Wp 050-01	Division Overhead	19,797	
16	30-3890 (778019) Proj/Wp 050-01	Miscellaneous Departments	22,988	
17	91-00-00	**Purchaser**		
18	01-0010 (540435)	Permanent Salaries - Miscellaneous	45,231	
19	04-0600	Mandatory Fringe Benefits	10,000	
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Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
GL 401	**Revenue Appropriations**		
10-00-00	**Superior Court**		
53-5305 (040881)	Court Fines	28,036	
70-7001	Court Fees	2,212	
70-7030	Court Fees	88,250	
11-00-00	**Municipal Court**		
70-7001 (040709)	Court Fees	210,000	
GL 438	**Expenditure Appropriations**		
10-00-00	**Superior Court**		
01-0180 (316083)	Other Personal Services	10,000	
02-0400	Fees and Other Compensation	200,000	
10-1090	Other Contractual Services	25,000	
10-1300	Materials and Supplies	5,000	
22-2200	Equipment Purchase	3,575	
30-3500	Reproduction	6,000	
11-00-00	**Municipal Court**		
01-0010 (317016)	Permanent Salaries - Miscellaneous	237,632	
04-0600	Mandatory Fringe Benefits	52,368	

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
GL 402	**Revenue Transfers**		
01-00-00	Board of Supervisors		
99-9990 ( )	Revenue Transfer in from #02-006, Cable TV Access Dev. & Program FUnd; 01-001, Board of Supervisors	47,696	
11-00-00	Municipal Court		
99-9990 (172387)	Revenue Transfer In From #01-025, Traffic Fines Fund; 99-00-00, Special Fund Unallocated	1,470,000	
25-00-00	Mayor's Office		
99-9990 (233569)	Revenue Transfer In From #01-293, Health & Welfare Realignment Fund; 45-00-00 - Social Services		13,548
38-00-00	Police		
99-9990 (234757)	Revenue Transfer In From #02-005, Narcotics Forfeiture Fund; 38-00-00 Police Department	254,581	
42-00-00	Recreation and Park		
99-9990 (168724)	Revenue Transfer In From #02-229, Rec and Park Special Revenue Fund; 42-00-00, and Park	836,700	
45-00-00	Social Services		
99-9990 (160499)	Revenue Transfer In From #01-291, Welfare Assistance and Admin. Fund; 45-00-00, Dept. of Social Services	523,874	
99-9990 (233569)	Revenue Transfer In From #01-293, Health & Welfare Realignment Fund; 45-00-00 - Social Services		378,230
83-00-00	Public Health		
99-9990 ( )	Revenue Transfer In From #01-292, Tobacco		

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
Proj/Wp	Tax Fund		364,287
99-9990 (232843)	Revenue Transfer In From #01-293, Health & Welfare Realignment Fund; 83-00-00, Dept. of Public Health		3,461
99-9990 (232868)	Revenue Transfer In From #01-293, Health & Welfare Realignment Fund; 83-00-00, Dept. of Public Health		189,695
99-9990 (232850)	Revenue Transfer In From #01-293, Health & Welfare Realignment Fund; 45-00-00, Dept. of Social Services		7,478
87-00-00	Community Mental Health		
99-9990 (232827)	Revenue Transfer In From #01-293, Health & Welfare Realignment Fund; 83-00-00, Dept. of Public Health		100,417
99-9990 (232819)	Revenue Transfer In From #01-293, Health & Welfare Realignment Fund; 87-00-00, Dept. of Mental Health		618,332
99-00-00	General Fund Unallocated		
49-4900 ( )	Revenue Transfer Out To #01-293, Health & Welfare Realignment Fund,	801,317	
49-4900 ( )	Revenue Transfer Out to #02-011, Taxi Cab Enforcement Fund; 38-00-00, Police Dept.		46,472
GL 434	**Contribution Transfers Out**		
48-4700 (841601)	Contribution Transfer out to #31-001, Municipal Railway Operating Fund; 35-00-00 - Municipal Railway.	2,274,496	
48-4700 (859330)	Contribution Transfer out to #37-001, Laguna Honda Operating Fund; 85-00-00 - Laguna Honda.	716,032	
48-4700 (876789)	Contribution Transfer out to #36-001, SF General Hospital Operating Fund; 86-00-00 - SF General Hospital.	24,537	
98-9701 (180315)	Contribution Transfer From #37-001 Laguna Honda Operating Fund - Stores Inventory,	150,000	
GL 404	**Equity Transfers**		
95-9900 (234757)	Equity Transfer In From 34-001 (Port)	1,000,000	
46-4690 ( )	Equity Transfer In From #09-301, Special Revenue Pooled Funds - Stores Inventory; #91-00-00, Purchaser	150,000	
	TOTAL - General Fund	90,206,576	90,206,576
01-025	**Traffic Fines Fund**		
GL 401	Revenue Appropriations		
98-00-00	Special Fund Unallocated		
50-5301 (052191)	Traffic Fines	1,470,000	
GL 431	Revenue Transfers		
49-4900 (850826)	Reveue Transfer Out to #01-001, General Fund; 11-00-00, Municipal Court		1,470,000
	TOTAL - Traffic Fines Fund	1,470,000	1,470,000
01-291	**Welfare Assistance and Admin Fund**		
	Revenue Appropriation		
45-00-00	**Department of Social Services**		
63-6311 (041442)	AFDC - State Aid		1,517,951
63-6312 (041442)	AFDC - Federal Aid		1,597,843

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
63-6313 (041442)	AFDC - Federal Admin	573,401	
63-6314 (041442)	AFDC - State Admin		12,903
63-6339 (041442)	GAIN Admin - State	25,120	
63-6343 (041442)	Medi Cal Program - State Admin	504,691	
63-6345 (041442)	Title XX - Federal Admin	2,136,610	
63-6346 (041442)	Food Stamp Program - Federal Admin	439,375	
63-6347 (041442)	Food Stamp Program - State Admin		113
63-6355 (041442)	Refugee Assistance - Federal Admin	51,102	
63-6399 (041442)	Miscellaneous Subventions		77,615
GL 431	Revenue Transfers		
49-4900 (840041)	Revenue Transfer Out To #01-001, General Fund; 45-00-00, Dept. of Social Services		523,874
	TOTAL - Welfare Assistance & Admin Fund	3,730,299	3,730,299
01-292	**Tobacco Tax Fund**		
83-00-00	**Public Health**		
GL 401	Revenue Appropriations		
60-6081 (053884) Projects 031 to 035	Prop 99 - Tobacco Tax		1,136,436
GL 431	**Revenue Transfers**		
49-4900 (912618)	Revenue Transfer Out to #36-001, SF General Hospital Operating Fund, 86-00-00.	772,149	
49-4900 (912600)	Revenue Transfer Out to #01-001, General Fund #83-00-00, DPH Central Office	364,287	
	TOTAL - Tobacco Tax Fund	1,136,436	1,136,436

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
01-293	**Health and Welfare Realignment Fund**		
45-00-00	Social Services		
51-5182 (056689)	Sales Tax - Realignment		399,256
49-4900 ( )	Revenue Transfer Out to #01-001 General Fund; 45-00-00 Social Services	399,256	
83-00-00	Public Health		
51-5182 (056663)	Sales Tax - Realignment		181,095
99-9990 ( )	Revenue Transfer In From #01-001 General Fund; 99-00-00 Unallocated		801,317
49-4900 ( )	Revenue Transfer Out to #01-001 General Fund; 83-00-00 Public Health	982,412	
87-00-00	Community Mental Health		618,332
51-5182 (057059)	Sales Tax - Realignment		
49-4900	Revenue Transfer Out to #01-001 General Fund; 87-00-00 DMSF	618,332	
	TOTAL-Health & Welfare Realignment Fun	2,000,000	2,000,000
02-005	**Narcotics Forfeiture Fund**		
GL 495 (007682)	Fund Balance	254,581	
49-4900 (915256)	Revenue Transfer Out to #01-001, General Fund; 38-00-00, Police Department		254,581
	TOTAL - Narcotics Forfeiture Fund	254,581	254,581
02-006	**Cable TV Access Development & Program Fund**		
51-5103 (050021)	Cable TV Franchise	47,696	

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
49-4900 ( )	Revenue Transfer Out to #01-001, General Fund; 01-00-00, Board of Supervisors		47,696
	TOTAL-Cable TV Access Dev. & Program Fund	47,696	47,696
02-011	**Taxi Cab Enforcement Fund**		
99-9990 ( )	Revenue Transfer In From #01-001, General Fund; 99-00-00, General Fund Unallocated	46,472	
GL 495 (008813)	Fund Balance		46,472
	TOTAL - Taxi Cab Enforcement Fund	46,472	46,472
02-070	**Children's Fund**		
50-5099 (057067)	Unallocated General Property Taxes	63,247	
GL 491 ( )	Fund Balance		63,247
	TOTAL - Children's Fund	63,247	63,247
02-221	**Open Space and Park Renovation Fund**		
50-5099 (047217)	Unallocated General Property Taxes		321,403
GL 491 ( )	Fund Balance	321,403	
	TOTAL - Open Space and Park Renovation	321,403	321,403
02-229	**Recreation and Park Special Revenue Fund**		
	Revenue Appropriation		
42-00-00	Recreation and Park		
82-8201 (040279)	Rental of Recreation Facilities	72,400	
82-8202 (040279)	Admissions - Recreation Facilities	3,600	
82-8205 (040279)	Admissions	25,000	
82-8224 (040279)	Golf Fees	400,000	
82-8245 (040279)	Swimming Pool Fees	30,000	
82-8249 (040279)	Permits	29,000	
	Expenditure Appropriation		
49-4900 (847673)	Revenue Transfer Out to 01-001		836,700
10-1150 (620146)	Sewer Service Charge	100,000	
11-1300 (620146)	Materials and Supplies	100,000	
30-3170 (620146)	DPW - Street Repair	16,700	
41-4400 (620146)	Controller External Audit	40,000	
41-4590 (620146)	Purchasing - General Office	20,000	
	TOTAL - Rec and Park Special Revenue Fund	836,700	836,700
02-503	**State Authorized Special Revenue Fund**		
78-00-00	Recorder		
01-0010 (428037) Proj/Wp 003-01	Permanent Salaries - Miscellaneous		17,886
04-0600 (428037) Proj/Wp 003-01	Mandatory Fringe Benefits		4,114
01-0010 (428037) Proj/Wp 008-01	Permanent Salaries - Miscellaneous		41,122
04-0600 (428037) Proj/Wp 008-01	Mandatory Fringe Benefits		9,458
GL 495 (022616)	Fund Balance	72,580	

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
	TOTAL - State Authorized Sp Revenue Fund	72,580	72,580
08-150	**Internal Services Fund - Controller ISD**		
	Expenditure Appropriation		
09-00-00	Controller		
10-1230 (315002)	Telephone	12,224	
30-3900 (940197)	Work Order Recovery		12,224
	TOTAL - Internal Service Fund - Controller ISD	12,224	12,224
08-263	**Internal Service Fund - Real Estate**		
71-00-00	Real Estate		
01-0010 (422164)	Permanent Salaries - Miscellaneous		29,101
04-0600	Mandatory Fringe Benefits		6,403
30-3900 (940734)	Work Order Recovery	35,504	
	TOTAL - Internal Service Fund - Real Estate	35,504	35,504
08-265	**Internal Service Fund - Electricity**		
75-00-00	Electricity		
01-0010 (425116)	Permanent Salaries - Miscellaneous		27,862
04-0600	Mandatory Fringe Benefits		6,130
30-3900 (940379)	Work Order Recovery	33,992	
	TOTAL - Internal Service Fund - Electricity	33,992	33,992
09-051	**Public Utilities Commission Fund**		

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
40-00-00	Public Utilities Commission		
01-0010 (561183)	Permanent Salaries - Miscellaneous	576,651	
04-0600	Mandatory Fringe Benefits	145,860	
10-1090	Other Contractual Services	150,000	
10-1240	Data Processing Equipment Rental	50,000	
09-0910	Division Overhead	546,655	
30-3900 (942714)	Work Order Recovery		1,469,166
	TOTAL - Public Utilities Commission Fund	1,469,166	1,469,166
09-099	**Interdepartmental Work Order Fund**		
01-0010 (530089) (Dept. 31 - Fire)	Permanent Salaries - Miscellaneous		828,157
04-0600 (Dept. 31 - Fire)	Mandatory Fringe Benefits		171,843
30-3900 (940031) (Dept. 31 - Fire)	Work Order Recovery	1,000,000	
	TOTAL - Interdepartmental Work Order Fun	1,000,000	1,000,000
09-301	**Special Revenue/Pooled Fund - Stores Inventory**		
91-00-00	Purchaser		
19-1999 (540203)	Stores Purchase	150,000	
46-4690 (915264)	Equity Transfer Out To 01-001, General Fund #99-00-00, General Fund Unallocated		150,000
	TOTAL-Spec Rev Pool Fund-Stores Inv.	150,000	150,000

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
09-499	**Public Utilities Commission - Personnel Fund**		
40-00-00	Public Utilities Commission		
01-0010 (363135)	Permanent Salaries - Miscellaneous	543,983	
02-0200	Temporary Salaries - Miscellaneous	556,019	
04-0600	Mandatory Fringe Benefits	135,416	
30-3900 (951088)	Work Order Recovery		1,235,418
	TOTAL - PUC Personnel Fund	1,235,418	1,235,418
09-981	**DPW Support Services Fund**		
90-00-00	Public Works		
10-1230 (777037)	Telephone	6,536	
30-3900 (943217)	Work Order Recovery		6,536
10-1230 (772012)	Telephone	24,000	
30-3900 (942334)	Work Order Recovery		24,000
	TOTAL - DPW Support Services Fund	30,536	30,536
09-999	**DPW Personnel Fund**		
01-0010	Permanent Salaries - Miscellaneous	61,063	
30-3900 (943241)	Work Order Recovery		61,063
	TOTAL - DPW - Personnel Fund	61,063	61,063
30-001	**Airport Operating Fund**		
04-0602	Retirement - City Uniform	496,143	
GL 495 (022012)	Fund Balance		496,143
	TOTAL - Airport Operating Fund	496,143	496,143
31-001	**Muni Railway Operating Fund**		
35-00-00	Muni Railway		
01-0010 (560664)	Permanent Salaries - Miscellaneous	768,885	
03-0100	Overtime - Permanent	90,975	
03-0120	Holiday Pay - Miscellaneous	59,763	
04-0600	Mandatory Fringe Benefits	413,807	
11-1374	Materials and Supplies - Uniforms	50,000	
20-2250	Facilities Maintenance	55,000	
41-4100	Public Utilities Commission Services	836,066	
98-9701 (196113)	Contribution Transfer in from #01-001, General Fund Unallocated; 99-00-00.		2,274,496
	TOTAL - Municipal Railway	2,274,496	2,274,496
32-001	**Water Department Operating Fund**		
47-00-00	Water Department		
41-4100	Public Utilities Commission Services	446,712	
GL 495 (0024018)	Fund Balance		446,712
	TOTAL - Water Dept Operating Fund	446,712	446,712
33-001	**Hetch Hetchy Operating Fund**		
32-00-00	Hetch Hetchy		
41-4100	Public Utilities Commission Services	234,584	

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
GL 495 (0025015)	Fund Balance		234,584
	TOTAL-Hetch Hetchy Operating Fund	234,584	234,584
34-001	**S F Harbor Operating Fund**		
39-00-00	Port		
46-4690 (915256)	Equity Transfer Out to 01-001		1,000,000
04-0602 (530212)	Retirement - City Uniformed	93,425	
GL 495 (026013)	Fund Balance	906,575	
	TOTAL - SF Harbor Operating Fund	1,000,000	1,000,000
36-00-00	**San Francsico General Hospital Operating Fund**		
86-00-00	San Francisco General Hospital		
01-0010 (443010)	Permanent Salaries - Miscellaneous	1,179,867	
01-0050	Permanent Salaries - Nurses	88,815	
04-0600	Mandatory Fringe Benefits	270,670	
10-1010	Medical Services Contracts		272,040
10-1090	Other Contractual Services	1,166	
10-1200	Other Current Services	3,985	
10-1230	Telephone	109,368	
11-1300	Materials and Supplies	35,184	
30-3000	Police Department	59,362	
	Revenue Appropriation		
GL 402 99-9990 (228981)	Revenue Transfer In from #01-292, Tobacco Tax Fund; 83-00-00		772,149

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
99-9990 (231753)	Revenue Transfer In from #01-293, Health and Welfare Realignment Fund, 83-00-00, Dept. of Public Health		679,871
98-9701 (199471)	Contribution Transfer in from #01-001, General Fund Unallocated; 99-00-00.		24,357
	TOTAL - SF Gen Hospital Operating Fund	1,748,417	1,748,417
36-099	**San Francisco General Hospital Work Order Fund**		
01-0010 (460139)	Permanent Salaries - Miscellaneous	179,110	
01-0050	Permanent Salaries - Nurses	76,094	
04-0600	Mandatory Fringe Benefits	57,166	
10-1090	Other Contractual Services		484,140
11-1300	Materials and Supplies	25,215	
30-3890	Miscellaneous Departments	14,738	
30-3900 (940601)	Work Order Recovery	131,817	
	TOTAL - SF Gen Hospital Work Order Fund	484,140	484,140
37-00-00	Laguna Honda Hospital Operating Fund		
85-00-00	Laguna Honda Hospital		
01-0010 (441055)	Permanent Salaries - Miscellaneous	72,880	
04-0600	Mandatory Fringe Benefits	15,120	
10-1010	Medical Services Contracts	27,000	
10-1030	EDP - Service (EIPSC)	40,000	
11-1300	Materials and Supplies	45,000	

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
19-1999 (448274)	Stores Purchase	150,000	
22-2231 (441055)	D.P. Word Processing Equipment	35,000	
30-3400	Controller - Data Processing	20,000	
48-4700 (859330)	Contribution Transfer to #01-001, General Fund; 99-00-00		150,000
99-9990 (231779	Revenue Transfer In from #01-293, Health and Welfare Realignment Fund, 83-00-00, Dept. of Public Health		8,968
30-3180	Services of Other Depts. - DPW - Bureau of Architecture	470,000	
98-9701 (180315)	Contribution Transfer in from #01-001, General Fund Unallocated; 99-00-00.		716,032
	TOTAL - Laguna Honda Hospital	875,000	875,000

10/13/92
ejp

Section 2. Funds are hereby ~~appropriated for the creation of one (1) position and~~ rescinded for the deletion of eighty-six (86) positions by amendment to the Annual Salary Ordinance (Board of Supervisors File No. 102-92-6) as follows:

Fund: General Fund

Classification	Title	Rate	Created	Deleted
Department:	Public Defender			
8146A	Court Alternative Specialist	$1666B2023		1
Department:	Public Health Central Office			
1240A	Assistant Personnel Analyst	1273B1543		1
1242A	Personnel Analyst	1520B1844		1
1440A	Medical Transcriber Typist	1114B1349		1
1658A	Chief Accountant	2230B2711		1
1842F	Management Assistant	1421B1723		1
2490A	Clinical Toxicologist	2145B2607		1
~~2978F~~	~~Contract Compliance Officer~~	~~2473B3005~~	~~1~~	
	Total Public Health		~~1~~	6
Department:	Community Mental Health			
1444A	Secretary I	988B1208		1
2574A	Clinical Psychologist	1955B2377		2
2930A	Psychiatric Social Worker	1690B2053		2
2932A	Senior Psych Social Worker	1765B2145		1
	Total Community Mental Health			6
Department:	Purchaser			
1934A	Storekeeper	1083B1310		1

Fund: Public Utilities Operating

1233A	Affirmative Action Specialist	1520B1844		2
1244S	Senior Personnel Analyst	1844B2242		1
1272A	Senior Dept Personnel Officer	2557B3108		1
1404A	Clerk	920B1114		1
1426A	Senior Clerk Typist	1047B1267		2
1454A	Executive Secretary III	1388B1682		1
1654A	Principal Accountant	1706B2074		1
1675A	Supervising Fiscal Officer	2496B3035		1
1739A	Computer Operator Supervisor	1827B2221		1
1760A	Offset Machine Operator	1062B1285		1
1778A	Reproduction Services Manager	1362B1650		1
1824A	Principal Admin Analyst	2145B2607		3
1860A	Computer Operations Support	1827B2221		1
1877A	Supv Systems Programmer	2571B3126		1

1880A	Chief of Systems	2746B3359	2
8121A	Investigator, Protect Svc	1666B2023	1
9758A	Staff Assistant XIII	4158B4158	1
	Total Public Utilities Commission		22

Fund: Public Utilities Personnel Fund

1222A	Senior Payroll Clerk	1291B1565	1
1404A	Clerk	920B1114	1
1426A	Senior Clerk Typist	1047B1267	4
1446A	Secretary II	1158B1401	4
1452A	Executive Secretary	1323B1603	1
1630A	Account Clerk	989B1197	2
1842A	Junior Management Assistant	1421B1723	1
1844A	Senior Management Assistant	1626B1975	1
1880A	Chief of Systems	2764B3359	1
5210A	Senior Civil Engineer	2533B3080	1
5212A	Principal Civil Engineer	2933B3566	2
5238A	Associate Electrical Engineer	1890B2297	1
9748A	Staff Assistant VIII	2832B2832	2
	Total PUC Personnel Fund		22

Fund: Municipal Railway Operating

1312A	Public Information Officer	1401B1698	1
1630A	Account Clerk	989B1197	1
1840A	Junior Management Assistant	1255B1520	1
1844A	Senior Management Assistant	1626B1975	1
1929N	Parts Storekeeper	1214B1470	1
2718A	Custodial Supervisor I	1163B1407	1
5206A	Associate Civil Engineer	1890B2297	1
5240A	Electrical Engineer	2188B2660	1
5256A	Mechanical Engineer	2188B2660	1
5289A	Transit Planner III	1756B2135	1
5346A	Mechanical Engineering Assoc.	1067B1291	1
5354A	Electrical Engineering Assoc.	1067B1291	1
5364A	Civil Engineering Associate	1067B1291	1
7214A	Electrical Transit Equip Supt	2483B3018	1
7262A	Maintenance Planner	1890B2297	1
7318A	Electronic Maintenance Tech	2043B2483	2
7329A	Electrical Maintenance Tech	2104B2557	1
7390A	Welder	1543B1871	1
7409A	Electrical Transit Svc Wkr	1304B1580	2
7441A	Tool Room Mechanic	956B1158	1
9188A	Transit Equipment Engineer	2557B3108	1
	Total Municipal Railway Operating		23

Fund: San Francisco General Hospital Operating

2825A	Senior Health Educator	1862B2264	1
2350A	Instructor of Nursing	2401B3096	1
2140A	Administrative Assistant	1740B2115	1
2620A	Food Service Manager	1565B1899	1
2624A	Administrative Dietitian	1491B1809	1
	Total S.F.General Hospital		5

Section 3. This ordinance rescinding appropriations for vital City services is passed in recognition of the severe revenue constraints imposed on the City and County of San Francisco from the sudden withdrawal by the State of California of over $63 million including support for public health programs, the continuing diminution of federal assistance to provide for critical services, and revenue deficiencies from the continuing nationwide economic downturn.

This Board, in recognition of the current and projected fiscal situation, urges the appointment and rapid convening of a multidisciplinary task force to study ways to optimize the delivery of service to the residents of San Francisco and present recommended changes to City processes, procedures, codes and the City charter, if necessary, which could further the efficient delivery of services to the residents of San Francisco. The task force should be composed of individuals and representatives of groups reflecting the diversity of the city.

This Board of Supervisors further urges the Mayor and the Chief Administrative Officer to work with City department heads and officials to prepare and submit a schedule showing the deadlines to submit possible charter changes and other ballot measures, including any recommended revenue measures, to the electorate at a special election, should one be required, in sufficient time for these changes to be effective commencing with the start of fiscal year 1993-94.

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

_____
CONTROLLER

CIVIL SERVICE COMMISSION

BY _____
GENERAL MANAGER, PERSONNEL

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
October 5, 1992	§	October 19, 1992
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Britt Gonzalez Hallinan Kennedy Migden Shelley	§	Ayes: Supervisors Alioto Britt Gonzalez Hallinan Kennedy Migden Shelley
	§	
Noes: Supervisors Conroy Hsieh Maher	§	Noes: Supervisor Conroy
	§	
	§	
	§	Absent: Supervisors Achtenberg Hsieh Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
101-92-7

OCT 23 1992
Date Approved

Frank M. Jordan
Mayor

FILE NO. 101-92-7.1 ORDINANCE NO. 314-92

(Government Funding)

INCREASING PERSONAL SERVICE APPROPRIATION, DEPARTMENT OF PUBLIC HEALTH GENERAL FUND, CREATING ONE (1) POSITION, REFLECTING BUDGET ADJUSTMENT FOR FISCAL YEAR 1992-93 RESULTING FROM STATE BUDGET REDUCTIONS.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Annual Appropriation Ordinance for fiscal year 1992-93 (File No. 101-92-2) Ordinance No. 247-92 is hereby amended by the following increases and decreases in revenue and expenditure accounts as indicated (in Revenue Appropriation and Year End Surplus accounts increases are shown as debits while decreases are shown as credits; in Expenditure Appropriations, Reserves and Fund Balance Accounts increases are shown as credits while decreases are shown as debits):

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
01-001 General Fund			
GL 905 (000026)	**Original Unappropriated Revenue Reserved**		
Subsid. 000006	General Reserve	38,804	
GL 438	**Expenditure Appropriations**		
83-00-00	**Public Health - Central Office**		
01-0010 (441006)	Permanent Salaries - Miscellaneous		32,136
04-0600	Mandatory Fringe Benefits		6,668
	TOTAL - General Fund	38,804	38,804

Section 2. Funds are hereby appropriated for the creation of one (1) position by amendment to the Annual Salary Ordinance (Board of Supervisors File No. 102-92-2) as follows:

Fund: General Fund

Classification	Title	Rate	Created
Department:	Public Health Central Office		
2978F	Contract Compliance Officer	2472B3005	1
	Total Public Health		1

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

CONTROLLER

CIVIL SERVICE COMMISSION

BY GENERAL MANAGER, PERSONNEL

BOARD OF SUPERVISORS

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 5, 1992	October 19, 1992
Ayes: Supervisors Achtenberg Alioto Britt Gonzalez Hallinan Kennedy Migden Shelley	Ayes: Supervisors Achtenberg Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Migden Shelley
Noes: Supervisors Conroy Hsieh Maher	
	Absent: Supervisor Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
101 92-7.1

OCT 23 1992
Date Approved

Mayor

FILE NO. 102-92-6 ORDINANCE NO. 315-92

PUBLIC EMPLOYMENT SAL.ORD.AMEND.NO. 3

AMENDING ORDINANCE NO. 250-92 (ANNUAL SALARY ORDINANCE, 1992-93) REFLECTING THE ADDITION OF ONE POSITION IN THE DEPARTMENT OF PUBLIC HEALTH AND THE DELETION OF EIGHTY-SIX (86) POSITIONS IN VARIOUS DEPARTMENTS.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated section and items of Ordinance No. 250-92 (Annual Salary Ordinance, 1992-93) are hereby amended so that the same shall read as follows:

(Amendment)	No. Pos.	Class & Item No.	Class & Title	Compensation Schedule
			Dept. 05 Public Defender Division: 00 Public Defender Section: 00 Public Defender Program: 0000 No Program Defined Fund: 01001 General Fund Index: 304113 Criminal Defense-GF Proj/Phase: 000/00 Unassigned Title Object: 001 Permanent Salaries-Miscellaneous	
1 abolished	1	8446 A	Court Alternative Specialist I.....Z,SC	$1362B1650
			Dept.: 83 Public Health Central Office Division: 00 DPH Central Office Section: 00 Public Health Central Office Program: 0000 No Program Defined Fund: 01001 General Fund Index: 441006 Administration Proj/Phase: 000/00 Unassigned Title Object: 001 Permanent Salaries-Miscellaneous	
1 abolished	0	1240 A	Asst. Personnel Analyst.....	1273B1543
1 abolished	7	1242 A	Personnel Analyst.....Z..	1520B1844
1 abolished	0	1440 A	Medical Transcriber Typist.....SC	1114B1349
1 abolished	0	1658 A	Chief Accountant.....Z,SC	2230B2711
1 abolished	1	1842 A	Management Assistant.....Z..	1421B1723
1 abolished	0	2490 A	Public Health Clinical Toxicologist.....Z..	2145B2607
1 added	1	2978 A	Contract Compliance Officer II.....SC	2472B3005

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(Amendment)	No. Pos.	Class & Item No.	Class & Title	Compensation Schedule
			Dept.: 87 Community Mental Health Division: 00 Community Mental Health Section: 00 Community Public Health Program: 0000 No Program Defined Fund: 01001 General Fund Index: 441055 Forensic Svcs-Medical Proj/Phase: 000/00 Unassigned Title Object: 001 Permanent Salaries-Miscellaneous	
1 abolished	1	1444 A	Secretary I.....	$ 998B1208
2 abolished	14	2574 A	Clinical Psychologist.....	1955B2377
2 abolished	45	2930 A	Psychiatric Social Worker.....	1690B2053
1 abolished	15	2932 A	Sr. Psychiatric Social Worker.....	1765B2145
			Dept.: 91 Purchaser Division: 00 Purchasing Section: 00 Purchaser Program: 0000 No Program Defined Fund: 01001 General Fund Index: 540435 Mgmt/Adm Proj/Phase: 000/00 Unassigned Title Object: 001 Permanent Salaries-Miscellaneous	
1 abolished	2	1934 A	Storekeeper.....	1083B1310
			Dept.: 40 Public Utilities Commission Division: 00 Public Utilities Commission Section: 00 Public Utilities Commission Program: 0000 No Program Defined Fund: 09051 Public Utilities Commission Index: 561183 PUC-Mgmt Info Svcs Proj/Phase: 000/00 Unassigned Title Object: 001 Permanent Salaries-Miscellaneous	
2 abolished	0	1233 A	Affirmative Action Specialist.....	1520B1844
1 abolished	0	1244 A	Sr. Personnel Analyst.....SC	1844B2242
1 abolished	0	1272 A	Sr. Departmental Personnel Officer.....	2557B3108
1 abolished	0	1404 A	Clerk.....	920B1114
2 abolished	2	1426 A	Sr. Clerk Typist.....	1047B1267
1 abolished	0	1454 A	Executive Secretary III.....SC	1388B1682
1 abolished	6	1654 A	Principal Accountant.....	1706B2074

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(Amend-ment)	No. Pos.	Class & Item No.	Class & Title	Compensation Schedule
1 abolished	0	1675 A	Supervising Fiscal Officer.....SC	$2496B3035
1 abolished	0	1739 A	Computer Operator Supv. II.....	1827B2221
1 abolished	1	1760 A	Offset Machine Operator.....	1114B1349
1 abolished	0	1778 A	Reproduction Service Manager.....SC	1362B1650
3 abolished	0	1824 A	Principal Administrative Analyst.....	2145B2607
1 abolished	0	1860 A	Computer Operator Support Supv.....	1827B2221
1 abolished	1	1877 A	Supv. Systems Programmer.....	2571B3126
2 abolished	0	1880 A	Chief of Systems.....	2764B3359
1 abolished	0	8121 A	Investigator, Protect Svc.....	1666B2023

Dept.: 40 Public Utilities Commission
Division: 00 Public Utilities
Section: 00 Public Utilities Commission
Program: 0000 No Program Defined
Fund: 09499 PUC Personnel Fund-UEB
Index: 363135 PUC Personnel Fund-UEB
Proj/Phase: 000/00 Unassigned Title
Object: 001 Permanent Salaries-Miscellaneous

1 abolished	0	1222 A	Sr. Payroll and Personnel Clerk.....	1291B1565
1 abolished	0	1404 A	Clerk.....	920B1114
4 abolished	9	1426 A	Sr. Clerk Typist.....SC	1047B1267
3 abolished	1	1446 A	Secretary II.....	1158B1401
1 abolished	0	1446 A	Secretary II.....SC	1158B1401
1 abolished	0	1452 A	Executive Secretary II.....	1323B1603
2 abolished	1	1630 A	Account Clerk.....	989B1197
1 abolished	0	1842 A	Management Assistant.....	1421B1723
1 abolished	0	1844 A	Sr. Management Assistant.....SC	1626B1975
1 abolished	0	1880 A	Chief of Systems.....	2764B3359
1 abolished	1	5210 A	Sr. Civil Engineer.....SC	2533B3080
2 abolished	1	5212 A	Principal Principal Engineer.....	2933B3566

(Amend-ment)	No. Pos.	Class & Item No.	Class & Title	Compensation Schedule
1 abolished	4	5238 A	Associate Electrical Engineer.....	$1809B2297
2 abolished	0	9748 A	Staff Assistant VIII, Special Project.....SC	2832B2832

Object: 020 Temporary Salaries

1 abolished	0	9758 A	Staff Assistant XIII, Special Project.....SC	4158B4158

Dept.: 35 Municipal Railway
Division: 00 Municipal Railway
Section: 00 Municipal Railway
Program: 0000 No Program Defined
Fund: 31001 Municipal Railway Operating
Index: 560664 Muni-Operations
Proj/Phase: 000/00 Unassigned Title
Object: 001 Permanent Salaries-Miscellaneous

1 abolished	1	1312 A	Public Information Officer.....	1401B1698
1 abolished	0	1630 A	Account Clerk.....	989B1197
1 abolished	0	1840 A	Junior Management Assistant.....Z..	1255B1520
1 abolished	7	1844 A	Senior Management Assistant.....Z..	1626B1975
1 abolished	23	1929 N	Parts Storekeeper.....	1214B1470
1 abolished	1	2718 A	Custodial Supervisor I.....	1163B1407
1 abolished	0	5206 A	Associate Civil Engineer.....Z..	1890B2297
1 abolished	0	5240 A	Electrical Engineer.....Z..	2188B2660
1 abolished	0	5256 A	Mechanical Engineer.....Z..	2188B2660
1 abolished	1	5289 A	Transit Planner III.....Z..	1756B2135
1 abolished	0	5346 A	Mechanical Engineering Associate.....	1067B1291
1 abolished	0	5354 A	Electrical Engineering Associate.....	1067B1291
1 abolished	0	5364 A	Civil Engineering Associate.....	1067B1291
1 abolished	1	7214 A	Electrical Transit Equipment Supt.....	2483B3018
1 abolished	0	7262 A	Maintenance Planner.....	1890B2297
2 abolished	55	7318 A	Electronic Maintenance Technician.....	2043B2483
1 abolished	15	7329 A	Electronic Maint. Tech. Asst. Supv.....	2104B2557

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(Amendment)	No. Pos.	Class & Item No.	Class & Title	Compensation Schedule
1	abolished 8	7390 A	Welder	$1543B1871
2	abolished 52	7409 A	Electrical Transit Service Worker	1304B1580
1	abolished 0	7441 A	Tool Room Mechanic	956B1158
1	abolished 0	9188 A	Transit Equipment Engineer	2557B3108

Dept.: 86 San Francisco General Hospital
Division: 00 SF General Hospital
Section: 00 SF General Hospital
Program: 0000 No Program Defined
Fund: 36001 Hospital Operating Fund
Index: 443010 Emergency Hosp-Exp
Proj/Phase: 000/00 Unassigned Title
Object: 001 Permanent Salaries-Miscellaneous

1	abolished 0	2825 A	Senior Health Educator.....Z..	1862B2264
1	abolished 9	2140 A	Hospital Administrative Assistant.....Z..	1740B2115
1	abolished 3	2620 A	Food Service Manager Administrative.....Z..	1565B1899
1	abolished 5	2624 A	Administrative Dietitian.....Z..	1491B1809

Object: 005 Permanent Salaries-Nurses

1	abolished 8	2350 A	Instructor of Nursing.....Z..	2401B3096

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

By: DEPUTY CITY ATTORNEY

NO. 3

Civil Service Commission

Board of Supervisors, San Francisco

Passed for Second Reading

October 5, 1992

Ayes: Supervisors Achtenberg Alioto Britt Gonzalez Hallinan Kennedy Migden Shelley

Noes: Supervisors Conroy Hsieh Maher

Finally Passed

October 13, 1992

Ayes: Supervisors Achtenberg Alioto Gonzalez Hallinan Kennedy Migden Shelley

Noes: Supervisors Conroy Hsieh Maher

Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 102-92-6

OCT 23 1992
Date Approved

Mayor

FILE NO. 97-92-57 ORDINANCE NO. 316-92

[Approval for Purchasing City Vehicles]

AMENDING CHAPTER 21 OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING SECTIONS 21.18-4 AND 21.18-5 TO GUIDE AND LIMIT THE PURCHASER'S PURCHASE, LEASE AND OTHER PROCUREMENT OF VEHICLES FOR USE BY OFFICIALS AND EMPLOYEES OF DEPARTMENTS OF THE CITY AND COUNTY, REQUIRING THE PROCUREMENT OF THE MOST ECONOMICAL VEHICLE AVAILABLE FOR THAT PURPOSE AND EXEMPTING MASS TRANSIT VEHICLES.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The San Francisco Administrative Code, Chapter 21, is hereby amended by adding Sections 21.18-4 and 21.18-5 thereto the read as follows:

SEC. 21.18-4. PROCUREMENT OF MOST ECONOMICAL VEHICLE FOR CITY AND COUNTY OFFICIALS AND EMPLOYEES - STATEMENT OF INTENT AND FINDINGS.

1. Under the San Francisco Charter, the Purchaser is authorized to purchase, lease or otherwise procure at City expense any passenger vehicle when the expenditure for such purchase, lease or other procurement has been previously authorized permitting any City department to acquire the use of said vehicle for City officials in the performance of their duties. This ordinance is adopted to guide and limit the Purchaser's exercise of that approval authority and to govern the Purchaser's review and approval of such procurement.

2. This ordinance is intended to redress three problems. First, evidence demonstrate abuses among City departments which purchase vehicles that are far more expensive than necessary for the functions related to the duties of the officers and employees using the vehicles. Second, many of the vehicles procured by the City fall far short of complying with acceptable standards regarding fuel consumption. Third, the Board of Supervisors finds that the City has purchased many vehicles that may be convenient for its officers and employees but that are not necessary for the effective performance of their duties.

3. In adopting this ordinance, the Board of Supervisors intends to stop the unnecessary diversion of City resources for more important City needs to the procurement and maintenance of a fleet of vehicles that far exceeds those necessary for the efficient and effective performance of public duties. Among other things, there is no reason that every City department head should have a vehicle simply because of his or her status. In addition, many City officers and employees may on occasion have a need for a vehicle that is directly related to their official duties. It is not enough that an official demonstrate that an officer or employee in his or her department may on occasion need a vehicle. Such needs can be satisfied through public transportation, rentals, or reimbursement to the officer or employee on the basis of standard City mileage allowances for the use of their own vehicle where that is necessary for the

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performance of duties. The Board of Supervisors is convinced that procuring vehicles to meet every occasional need is not a rational or responsible use of scarce City resources.

SEC. 21.18-5. PROCUREMENT OF MOST ECONOMICAL VEHICLE FOR CITY AND COUNTY OFFICIALS AND EMPLOYEES REQUIRED; MASS TRANSIT VEHICLES EXEMPT. (a) When making the purchase, lease or other procurement of passenger vehicles, including passenger cars, passenger vans, utility vehicles and pickup trucks up to and including one ton in payload, the Purchaser shall insure that the vehicles procured are the most economical available within the limits of the passenger capacity needed by the official for the performance of his or her duties, such capacity having been approved in the budget.

(b) In determining how economical a vehicle is within the meaning of this ordinance, the Purchaser is authorized to consider the price, durability, fuel efficiency, resale value, expected repair and maintenance cost, and all other factors, including options and accessories that may among other considerations enhance the safety and resale value of the vehicle and that bear directly on the total cost to the City of the vehicle in relationship to the service it will render.

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(c) Optional Equipment

(1) The Purchaser shall develop sets of general specifications, including optional equipment, for purchases of subcompact, midsize and full size passenger cars. The specifications shall note the major items of standard equipment on such vehicles and may include, in the Purchaser's discretion, optional equipment which the Purchaser has determined should be ordered on City passenger cars. When procuring passenger cars, the Purchaser shall include this group of options, to the extent possible, even if the department which will use the car does not request them.

(2) If a department requests an item of optional equipment costing $500.00 or more, the department must itemize the equipment in the description of the vehicle itself when the vehicle purchase is reviewed as part of the City's annual budget process. If such optional equipment is approved, the Purchaser will incorporate the equipment in the car's specifications.

(3) If a department requests an item of optional equipment costing less than $500.00 and not part of the Purchaser's general specifications for the relevant type of vehicle, then the department must demonstrate to the Purchaser that the optional equipment is necessary in the course of the regular operation of the vehicle by the officer and/or employee to be using the vehicle.

/ / /

(d) This ordinance shall not apply to the procurement of mass transit vehicles.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Theodore R. Lakey
Deputy City Attorney

CC

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 5, 1992	October 13, 1992
Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisor Britt	Absent: Supervisor Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
97-92-57

OCT 23 1992
Date Approved

Frank M. Jordan
Mayor

FILE NO. 97-92-56 ORDINANCE NO 317-92

(ENVIRONMENTAL REVIEW FEES)

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 31.46A, CONCERNING FEES FOR ZONING AND PUBLIC INFORMATION, AND CONSTRUCTION SERVICES RELATED TO DEVELOPMENT PROJECTS AND PERMIT PROCESSING.

NOTE: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Section 31.46A, Chapter 31 of the San Francisco Administrative Code is hereby amended to read as follows:

Sec. 31.46A. BASIC FEES

(a) The following basic fees shall be charged by the Department of City Planning, as specified in Section 31.45 above:

(1) For an initial evaluation of a project (Section 31.23) excluding use of special expertise or technical assistance, as described in Section 31.47 below, the fee shall be:

- where the total estimated construction cost as defined by the San Francisco Building Code is less than $10,000 ..... $300;
- where said total estimated construction cost is $10,000 or more, but less than $200,000 ..... $300 PLUS .3% of the cost over $10,000;
- where said total estimated construction cost is $200,000 or more, but less than $1,000,000 ..... $870 PLUS .23% of the cost over $200,000;
- where said total estimated construction cost is $1,000,000 or more, but less than $10,000,000 ..... $2,710 PLUS .19% of the cost over $1,000,000;
- where said total estimated construction cost is $10,000,000 or more, but less than $30,000,000 ..... $19,810 PLUS .06% of the cost over $10,000,000;
- where said total estimated construction cost is $30,000,000
- or more, but less than $50,000,000 ..... $31,810 PLUS .02% of the cost over $30,000,000;
- where said total estimated construction cost is $50,000,000 or more, but less than $100,000,000 ..... $35,810 PLUS .006% of the cost over $50,000,000;
- where said total estimated construction cost is $100,000,000 or more ..... $38,810 PLUS .002% of the cost over $100,000,000.

(2) For preparation of an environmental impact report (Sections 31.26 - 31.28) excluding use of special expertise or technical assistance, as described in Section 31.47 below the fee shall be:

- where the total estimated construction cost as defined in the San Francisco Building Code is less than $200,000 ..... $11,000. For each 200 hours of staff time or fraction thereof;
- where said total estimated construction cost is $200,000 or more, but less than $1,000,000 ..... $11,000 PLUS .28% of the cost over $200,000;
- where said total estimated construction cost is $1,000,000

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or more, but less than $10,000,000 ..... $13,240 PLUS .19% of the cost over $1,000,000;

- where said total estimated construction cost is $10,000,000 or more, but less than $30,000,000 ..... $30,340 PLUS .075% of the cost over $10,000,000;
- where said total estimated construction cost is $30,000,000 or more, but less than $50,000,000 ..... $45,340 PLUS .02% of the cost over $30,000,000;
- where said total construction cost is $50,000,000 or more, but less than $100,000,000 ..... $49,340 PLUS .02% of the cost over $50,000,000;
- where said total estimated construction cost is $100,000,000
- or more $59,340 PLUS .01% of the cost over $100,000,000.

(3) For an appeal to the City Planning Commission [Sections 31.14(b), 31.24(d), 31.25(b)]: the fee shall be $75 to the appellant, and an additional fee shall be paid by the project sponsor based on the time and materials the Department expends in responding to the appeal; provided, however, that this additional fee shall not exceed the cost of the initial evaluation as set forth in paragraph 1 above.

(4) For a copy of an environmental impact report or other document, where this Chapter does not require the sending of that document to the person requesting it: the actual cost to the Department of City Planning of reproducing that copy.

(5) For preparation of an amendment to an environmental impact report that has previously been certified, pursuant to Section 31.36:

one-third of the fee that would be required for a full environmental impact report on the same project, as set forth in paragraph 2 above.

(6) For preparation of a supplement to an environmental impact report that has not previously been certified: one-third of the fee that would be required for a full environmental impact report on the same project, as set forth in paragraph 2 above.

(7) For preparation of a supplement to an environmental impact report that has previously been certified: two-thirds of the fee that would be required for a full environmental impact report on the same project, as set forth in paragraph 2 above.

(8) For preparation of a Certificate of Exemption from Environmental Review: $100.

(9) For preparation of a Letter of Exemption From Environmental Review: $50.

(10) For any project which has the potential to create shadow impact on property protected under City Planning Code Section 295(a), and is subject to computer analysis: a minimum fee of $5,000, and an additional fee to cover the cost of any time and materials which the Department has expended in excess of $5,000.

(11) For monitoring environmental mitigation measures which are imposed as conditions of approvals: cost of time and materials.

(b) Payment. The fee specified in Subsection (a) (1) shall be paid to the Department of City Planning at the time of the filing of the environmental evaluation application, and where an environmental impact report is determined to be required, the fee specified in Subsection (a) (2) shall be paid at the

time the preliminary draft environmental impact report I (PDEIR I) is prepared, except as specified below. Any fraternal, charitable, benevolent or any other non-profit organization, which organization is exempt from taxation under the Internal Revenue laws of the United States and the Revenue and Taxation Code of the State of California as a bona fide fraternal, charitable, benevolent or other non-profit organization, may defer payment of the fees specified in Subsections (a) (1) and (a) (2) to the time of issuance of the building permit, before the building permit is released to the applicant; provided that the application is for the development of residential units all of which units are affordable to low and moderate households, as defined in the Guidelines of the United States Housing and Urban Development Department, for a period of 20 years, which exemption shall apply notwithstanding the inclusion in the development of other non-profit ancillary or accessory uses.

(c) Refunds. When a request for an initial evaluation or for preparation of an environmental impact report is (1) either withdrawn by the applicant or deemed canceled by the Department of City Planning due to inactivity on the part of the applicant, and (2) the Environmental Review Officer determines that no substantial costs have been incurred by the Department in acting on the request (for example, no activity has occurred beyond initial scoping meetings) then the applicant shall be entitled to a refund of 75% of the fees paid to the Department.

(d) Temporary Surcharge On Environmental Review Fees.

(1) For each basic fee listed in Section 31.46 subsections (a)(1), (7), (8) and (11) above, a two and one-half percent surcharge shall be added to the filing fee to enable the Department of City Planning to recover the

initial costs incurred by the Department in developing and implementing the hardware and software systems required to computerize activities associated with the Department's processing of permit applications. This surcharge shall remain in effect until June 30, 1993.

(2) For each basic fee in Section 31.46 subsections (a)(1) (7), (8) and (11), above, a four and nine-tenths percent surcharge shall be added to the filing fee to enable the Department of City Planning to recover those costs incurred by the Department in computerizing activities associated with its processing of permit applications, including the costs of a consultant, property information database development and other time and materials costs unrelated to the hardware and software systems referred to in subsection (1) above. This surcharge shall remain in effect through June 30 1993.

(e) Fee For Maintaining And Updating Permit Processing Computer System. For each basic fee listed in Section 31.46 subsections (a)(1), (7), (8) and (11) above, the Department of City Planning shall charge and collect at the time of filing of the application an additional fee of eight and six-tenths ((and four-tenths)) percent of the original fee in order to compensate the Department of City Planning for the costs directly related to maintaining its permit processing computer system and for updating the property information data base used by the Department in activities associated with processing permit applications.

<u>(f) Fee For Zoning and Public Information, and Construction Services Related to Development Projects and Permit Processing. For the basic fee in Section 31.46A Subsection (a)(1) above, the Department of City Planning shall charge and collect at the time of filing of the application an additional fee</u>

of $125.00 in order to compensate the Department of City Planning for zoning and public information, and construction services, related to development projects and permit processing.

((f))(g) Period Section is Operative. This Section is effective July 1, 1991 and operative through December 31, 1993. This Section is repealed as of January 1, 1994, unless a later enacted ordinance extends the operative period.

((g))(h) These amendments to fees related to the Department of City Planning are intended to provide revenues for the increased staffing and other support necessary to provide more timely processing of applications within that Department.

The City Planning Commission shall conduct a public hearing at the end of Fiscal Year 1992-1993 to review the level of service provided by the Department of City Planning in providing improved application processing as contemplated under this ordinance. The Commission shall determine at that time whether to initiate an ordinance to extend or to otherwise modify those amendments to fees related to the Department of City Planning that are contained within this ordinance. The Commission shall provide a report and appropriate recommendations to the Board of Supervisors within one month of the close of its public hearing.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By Judith A. Boggian
Deputy City Attorney

MAK:378

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
October 13, 1992	§	October 19, 1992
Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Alioto Britt Conroy Gonzalez Hallinan Kennedy Migden Shelley
Absent: Supervisor Britt	§	Absent: Supervisors Achtenberg Hsieh Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
97-92-56

OCT 29 1992
Date Approved

Frank M. Jordan
Mayor

10/6/92 - As amended in Committee.

FILE NO. 97-92-45 ORDINANCE NO. 318-92

(Student Training - Health)

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 19A.10 THERETO AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH TO PROVIDE TRAINING TO STUDENTS OF THE ALLIED HEALTH PROFESSIONS IN ANY ACCREDITED PROGRAM.

Note: Additions are underlined; deletions are indicated by ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. The San Francisco Administrative Code is hereby amended by amending Section 19A.10 thereto to read as follows:

SEC. 19A.10 CLINICAL EXPERIENCE IN THE ALLIED HEALTH PROFESSIONS. The Director of Public Health, subject to the approval of the Health Commission, is hereby authorized to enter into agreements with the authorized representatives of schools having ((the San Francisco Community College District which operates)) accredited programs of instruction for persons studying to become dental assistants, dental laboratory technicians, dietetic technicians, all categories of emergency medical technicians, inhalation therapy technicians, licensed vocational nurses, medical assistants, medical records technicians, nurses, orthopedic assistants, psychiatric technicians, radiologic technicians, and other types of medical workers in the allied health professions, so long as they continue ((it continues)) to operate such accredited programs of instruction.

Such agreements shall provide((:

(a) That the San Francisco Community College District secure from the Director of Public Health, prior to the registration for each clinical placement, written approval of each clinical experience program planned for each facility of the Department of Public Health; and

(b) That)) that the Department will accept only that number of students at each facility, for any period of time, that can be trained without interference with the normal functioning of each facility; and that the Department will not be responsible for travel or other expenses of students or their instructors by reason of this relationship.

10/6/92 jlb

The Director of Public Health is also authorized to require that the schools pay compensation as part of the agreement and to provide for such other terms and conditions which are not in conflict with this Section.

RECOMMENDED:

RAYMOND J. BAXTER, Ph.D.
Director of Public Health

APPROVED:

Sandy Ouye Mori
HEALTH COMMISSION

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Paula Jesson
Deputy City Attorney

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
October 13, 1992	§	October 19, 1992
	§	
	§	
Ayes: Supervisors Achtenberg Alioto	§	Ayes: Supervisors Alioto Britt
Conroy Gonzalez Hallinan Hsieh	§	Conroy Gonzalez Hallinan Kennedy
Kennedy Maher Migden Shelley	§	Migden Shelley
	§	
Absent: Supervisor Britt	§	Absent: Supervisors Achtenberg
	§	Hsieh Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
97-92-45

OCT 29 1992
Date Approved

Frank M. Jordan
Mayor

AS AMENDED IN COMMITTEE - 10/7/92

FILE NO. 115-92-11 ORDINANCE NO. 319-92

[Planning Fees]

AMENDING PART II, CHAPTER II OF THE SAN FRANCISCO MUNICIPAL CODE (CITY PLANNING CODE) BY ADDING NEW SECTION 371 AND RENUMBERING THE PREVIOUS SECTION 371 TO SECTION 372 OF ARTICLE 3.5A, TO IMPOSE NEW FEES FOR ZONING AND PUBLIC INFORMATION, CONSTRUCTION SERVICES AND COMPLIANCE ACTIVITIES RELATED TO DEVELOPMENT PROJECTS AND PERMIT PROCESSING.

Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the people of the City and County of San Francisco:

Section 1. Part II, Chapter II, of the San Francisco Municipal Code (City Planning Code) is hereby amended by adding Section 371 and renumbering the previous Section 371 of Article 3.5A to read as follows:

Article 3.5A

GJ 10/7 Sec. 371. FEE FOR ZONING AND PUBLIC INFORMATION, CONSTRUCTION SERVICES AND COMPLIANCE ACTIVITIES RELATED TO DEVELOPMENT PROJECTS AND PERMIT PROCESSING. For each class of permit, filing or request listed in Sections 351, 352, 353, and 356 above, the Department of City Planning shall charge and collect at the time of filing of the application an additional fee of $125.00 in order to compensate the Department of City Planning for zoning and public information, construction services and compliance activities related to development projects and permit processing. For building permit applications requiring Department of City Planning review, the fee shall be charged and collected by the Central Permit Bureau.

GJ 10/7 Sec. ((371)) 372. PERIOD ARTICLE IS OPERATIVE. THIS ARTICLE IS OPERATIVE EFFECTIVE JULY 1, 1991 THROUGH DECEMBER 31, 1993. This Article is repealed as of January 1, 1994 unless a later enacted ordinance extends the operative period.

These amendments to fees related to the Department of City Planning are intended to provide revenues for the increased staffing and other support necessary to provide more timely processing of applications within that Department.

The City Planning Commission shall conduct a public hearing at the end of Fiscal Year 1992-1993 to review the level of service provided by the Department of City Planning in providing improved application processing as contemplated under this ordinance. The Commission shall determine at that time whether to initiate an ordinance to extend or to otherwise modify those amendments to fees related to the Department of City Planning that are contained within this ordinance. The Commission shall provide a report and appropriate recommendations to the Board of Supervisors within one month of the close of its public hearing.

APPROVED AS TO FORM:

LOUISE H. RENNE

City Attorney

By: Judith A. Bayajian

Deputy City Attorney

MAK:377/mjd

BOARD OF SUPERVISORS

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
October 13, 1992	§	October 19, 1992
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Alioto Britt Conroy Gonzalez Hallinan Kennedy Migden Shelley
	§	
Absent: Supervisor Britt	§	Absent: Supervisors Achtenberg Hsieh Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

File No.
115-92-11

OCT 29 1992
Date Approved

Frank M. Jordan
Mayor

FILE NO. 173-92-3 ORDINANCE NO. 320-92

Approval of Marine Terminal Use Agreement

APPROVAL OF A FIVE YEAR MARINE TERMINAL USE AGREEMENT WITH NATIONAL SHIPPING CORPORATION OF THE PHILIPPINES FOR USE OF THE NORTH CONTAINER TERMINAL

Be it ordained by the People of the City and County of San Francisco:

Section 1

The Board of Supervisors finds that:

A. Section 3.581 of the City Charter authorizes the Port Commission to enter into contractual agreements for use of properties under its jurisdiction; and

B. The San Francisco Port Commission has renegotiated a new five year Terminal Use Agreement with National Shipping Corporation of the Philippines for their cargo operations at the North Container Terminal (Pier 80) with anticipated revenue of $1.8 million from dockage and wharfage during the five years of the agreement (Resolution 92-88)

Section 2

NOW THEREFORE BE IT ORDAINED that the Board of Supervisors hereby approves the five-year Marine Terminal Agreement with National Shipping Corporation of the Philippines for the use of the North Container Terminal, a copy of which is on file with the Clerk of the Board and hereby authorizes the Executive Director of the Port to execute the same on behalf of the Port in substantially the form attached hereto and to file the agreement with the Federal Maritime Commission.

APPROVED AS TO FORM:

Louise Renne
City Attorney

BY: Julie Van Nostern
Julie Van Nostern

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CC

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 13, 1992	October 19, 1992
Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Alioto Britt Conroy Gonzalez Hallinan Kennedy Migden Shelley
Absent: Supervisor Britt	Absent: Supervisors Achtenberg Hsieh Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
173-92-3

OCT 29 1992
Date Approved

Frank M. Jordan
Mayor

FILE NO. 45-92-49

ORDINANCE NO. 321-92

RO #92051

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF HANK SCHOEPP AGAINST THE CITY AND COUNTY OF SAN FRANCISCO for $40,000.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "HANK SCHOEPP v. CITY AND COUNTY OF SAN FRANCISCO, et al.," San Francisco Superior Court No. 905-154, by the payment of $40,000.

APPROVED AS TO FORM
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

For KIMBERLY REILEY CLEMENT
Chief Trial Deputy

RECOMMENDED:
SAN FRANCISCO POLICE DEPARTMENT

THOMAS F. MURPHY,
CHIEF

FUNDS AVAILABLE:

For EDWARD M. HARRINGTON
Controller

01 001 97 09 38
309781 1450 $40,000.00

AUG 27 1992

APPROVED:

SECRETARY
Police Commission

BOARD OF SUPERVISORS

CC

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 19, 1992	October 26, 1992
Ayes: Supervisors Alioto Britt Conroy Gonzalez Hallinan Kennedy Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Shelley
Absent: Supervisors Achtenberg Hsieh Maher	Absent: Supervisors Britt Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
45-92-49

NOV 02 1992
Date Approved

Mayor

FILE NO. 45-92-55 ORDINANCE NO. 322-92

RO #92057

CC

[SETTLEMENT OF LAWSUIT]
AUTHORIZING SETTLEMENT OF LITIGATION OF PATRICIA F., et al., AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

Be it ordained by the people of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "Patricia F., et al. v. City and County of San Francisco, et al., " Superior Court No. 936-004 by execution of the settlement agreement contained in Board of Supervisor File No. 45-92-55, and by payment of $81,237.05.

Section II. The San Francisco Department of Social Services is hereby authorized to accept a gift of $20,000.00, on behalf of the City and County of San Francisco, from plaintiffs and their attorneys in the action entitled "Patricia F., et al. v. City and County of San Francisco, et al.," Superior Court No. 936-004, for the purpose of effectuating the provision of bilingual services by the Department of San Francisco.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE, City Attorney

By: Virginia Dario Elizondo
Deputy City Attorney

RECOMMENDED:

JULIA I. LOPEZ
General Manager
Department of Social Services

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

2799S 01 001 97 09 45
309799 1450 $81,237.05

SEP 10 1992

APPROVED:

SECRETARY
Social Services Commission

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 19, 1992	October 26, 1992
Ayes: Supervisors Alioto Britt Conroy Gonzalez Hallinan Kennedy Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Shelley
Absent: Supervisors Achtenberg Hsieh Maher	Absent: Supervisors Britt Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-92-55

NOV 01 1992
Date Approved

Mayor

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FILE NO. 45-92-56 ORDINANCE NO. 323-92

RO #92059

[SETTLEMENT OF LAWSUIT]

AUTHORIZATION SETTLEMENT OF LITIGATION OF KWOK-KEUNG YAN v. CITY AND COUNTY OF SAN FRANCISCO FOR $7,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled KWOK-KEUNG YAN v. CITY AND COUNTY OF SAN FRANCISCO, et al., DFEH Charge No. FEP 90-91-A8-0258p by the payment of $7,000.00.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

for KIMBERLY CLEMENT
Chief Trial Deputy

RECOMMENDED:
WAR MEMORIAL

THELMA SHELLEY,
MANAGING DIRECTOR

FUNDS AVAILABLE:

CONTROLLER

SEP 16 1992

01 001 97 09 46
309914 1450 $7,000.00

BOARD OF SUPERVISORS
54421

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
October 19, 1992	§	October 26, 1992
Ayes: Supervisors Alioto Britt Conroy Gonzalez Hallinan Kennedy Migden Shelley	§	Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Shelley
Absent: Supervisors Achtenberg Hsieh Maher	§	Absent: Supervisors Britt Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

NOV 0 1 1992

Date Approved

Mayor

File No.
45-92-56

FILE NO. 45-92-57

ORDINANCE NO. 324-92

RO #92062

CC

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF CARLOS EDUARDO CORDON AGAINST THE CITY AND COUNTY OF SAN FRANCISCO for $15,500.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "CARLOS EDUARDO CORDON v. CITY AND COUNTY OF SAN FRANCISCO, et al.," United States District Court No. C91-4215 RHS, by the payment of $15,500.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

THOMAS F. MURPHY
Acting Chief
San Francisco Police Department

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

SEP 23 1992

01 001 97 09 38

309781 1450 $15,500.00

APPROVED:

SECRETARY
San Francisco Police Commission

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 19, 1992	October 26, 1992
Ayes: Supervisors Alioto Britt Conroy Gonzalez Hallinan Kennedy Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Shelley
Absent: Supervisors Achtenberg Hsieh Maher	Absent: Supervisors Britt Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-92-57

NOV 01 1992

Date Approved

Mayor

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FILE NO. 45-92-58

ORDINANCE NO. 325-92

RO #92060

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF KISH AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $83,416.71.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled KISH v. CITY AND COUNTY OF SAN FRANCISCO, San Francisco Superior Court No. 936-356 by the payment of $83,416.71.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK MAHONEY
Chief Trial Deputy

RECOMMENDED:

TAX COLLECTOR'S OFFICE

THAD BROWN
Tax Collector

FUNDS AVAILABLE:

01 001 97 09 08
310441 1450 $83,416.71

EDWARD M. HARRINGTON
Controller

SEP 23 1992

4804w

BOARD OF SUPERVISORS

CC

DOCUMENTS DEPT.
NOV 12 1992
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PUBLIC LIBRARY

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 19, 1992	October 26, 1992
Ayes: Supervisors Alioto Britt Conroy Gonzalez Hallinan Kennedy Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Shelley
Absent: Supervisors Achtenberg Hsieh Maher	Absent: Supervisors Britt Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
45-92-58

NOV 01 1992

Date Approved

Mayor

FILE NO. 45-29-59 ORDINANCE NO. 326-92

RO #92064

CC

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF GAMEZ AGAINST THE CITY AND COUNTY OF SAN FRANCISCO for $47,500.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "JUAN GAMEZ v. CITY AND COUNTY OF SAN FRANCISCO, et al.,"United States District Court No.C90-3150 VRW, by the payment of $47,500.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

THOMAS F. MURPHY
Acting Chief
San Francisco Police Department

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 38
309781 1450 $47,500.00

SEP 23 1992

APPROVED:

SECRETARY
San Francisco Police Commission

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 19, 1992	October 26, 1992
Ayes: Supervisors Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Shelley
Absent: Supervisors Achtenberg Maher	Absent: Supervisors Britt Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

NOV 01 1992

Date Approved

Mayor

File No.
45-92-59

DOCUMENTS DEPT.
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PUBLIC LIBRARY

FILE NO. 45-92-60

ORDINANCE NO. 327-92

RO #92063

CC

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF SEAN ORMSBY, ET AL. AGAINST THE CITY AND COUNTY OF SAN FRANCISCO for $12,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "SEAN ORMSBY, et al. v. CITY AND COUNTY OF SAN FRANCISCO, et al.," United States District Court No. C91-3915, by the payment of $12,000.00.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

THOMAS MURPHY
Acting Chief

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 38
309781 1450 $12,000.00

SEP 23 1992

APPROVED:

POLICE COMMISSION

Secretary

1588N

BOARD OF SUPERVISORS

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 19, 1992	October 26, 1992
Ayes: Supervisors Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Shelley
Absent: Supervisors Achtenberg Maher	Absent: Supervisors Britt Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Clerk

File No. 45-92-60

NOV 02 1992

Date Approved

Mayor

FILE NO. 45-92-61 ORDINANCE NO. 328-92

RO #92069

CC

SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF EDWARD J. SCHACH, ET AL. v. HARRY BRITT, ET AL., for $675,000.

Be it ordained by the People of the City and County of San Franicsco

Section I. The City Attorney is hereby authorized to settle the action entitled "EDWARD J. SCHACH, ET AL. v. HARRY BRITT, ET AL., Superior Court No. 716-384 and Court of Appeal No. A036103, by the payment of $675,000 in accordance with the terms of the settlement agreement filed with the Clerk of the Board of Supervisors.

APPROVED AS TO FORM AND RECOMMENDED

LOUISE H. RENNE
City Attorney

JONATHAN V. HOLTZMAN
Special Assistant
to the City Attorney

RECOMMENDED:

BOARD OF SUPERVISORS

FUNDS AVAILABLE

01 001 97 09 01
300178 1450 $675,000.

EDWARD HARRINGTON
Controller

SEP 30 1992

APPROVED:

Secretary

66121

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 19, 1992	October 26, 1992
Ayes: Supervisors Alioto Britt Conroy Gonzalez Hallinan Kennedy Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Shelley
Absent: Supervisors Achtenberg Hsieh Maher	Absent: Supervisors Britt Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-92-61

NOV 01 1992
Date Approved

Mayor

DOCUMENTS DEPT.
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FILE NO. 45-92-62

ORDINANCE NO. 329-92

RO #92065

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF HELEN DaSILVA, ET AL. AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $65,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "HELEN DaSILVA, et al vs. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 934-606, by the payment of $65,000.00.

APPROVED AS TO FORM
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

KIMBERLY REILEY CLEMENT
Chief Trial Deputy

RECOMMENDED:

RECREATION AND PARK DEPARTMENT

MARY E. BURNS,
General Manager

APPROVED:

RECREATION AND PARK COMMISSION

SECRETARY

FUNDS AVAILABLE:

01 001 97 09 42

620245 1450 $65,000.00

EDWARD M. HARRINGTON
Controller

SEP 30 1992

0193p

CC

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 19, 1992	October 26, 1992
Ayes: Supervisors Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Shelley
Absent: Supervisors Achtenberg Maher	Absent: Supervisors Britt Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

NOV 01 1992

Date Approved

Mayor

File No.
45-92-62

FILE NO. 45-92-63

ORDINANCE NO. 330-92

RO #92067

CC

[SETTLEMENT OF LAWSUIT]
AUTHORIZING SETTLEMENT OF LITIGATION OF LULA KIRBY AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $7,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "LULA KIRBY V. THE CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 930-689, by the payment of $7,000.00.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

JOHN E. CRIBBS, Director

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
CONTROLLER

01 001 97 09 90
309674 1450 $7,000.00

SEP 30 1992

APPROVED:

RUDOLF NOTHENBERG
Chief Administrative Officer

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 19, 1992	October 26, 1992
Ayes: Supervisors Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Shelley
Absent: Supervisors Achtenberg Maher	Absent: Supervisors Britt Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
45-92-63

NOV 02 1992,
Date Approved

Mayor

BOARD OF SUPERVISORS

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FILE NO. 46-92-19 ORDINANCE NO. 331-92

CC

[SETTLEMENT OF LAWSUIT]

AUTHORIZATION SETTLEMENT OF LITIGATION OF CITY AND COUNTY OF SAN FRANCISCO v. FREDERICK C. KRACKE.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled CITY AND COUNTY OF SAN FRANCISCO v. FREDERICK C. KRACKE, San Francisco Superior Court No. 928-926 by dismissing the action without prejudice in return for donation of the disputed items to the San Francisco Public Library.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK MAHONEY
Chief Trial Deputy

RECOMMENDED:

San Francisco Public Library

KENNETH E. DOWLIN
City Librarian

APPROVED:

San Francisco Public Library Commission

RICHARD WALSH
Secretary to the Library Commission

3525g

BOARD OF SUPERVISORS

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Board of Supervisors, San Francisco

Passed for Second Reading

October 19, 1992

Ayes: Supervisors Alioto Britt Conroy Gonzalez Hallinan Kennedy Migden Shelley

Absent: Supervisors Achtenberg Hsieh Maher

Finally Passed

October 26, 1992

Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Shelley

Absent: Supervisors Britt Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 46-92-19

NOV 01 1992
Date Approved

Mayor

FILE NO. 46-92-20 ORDINANCE NO. 332-92

CC

(Settlement of Lawsuit)

AUTHORIZING SETTLEMENT OF OLIVIA LEE v. AMERICAN TELEPHONE & TELEGRAPH CO., ET AL., UPON RECEIPT OF THE SUM OF $5,000.00 AND RELEASE OF LIEN.

Be it ordained by the People of City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle San Francisco Superior Court No. 902543 entitled "Olivia Lee, Plaintiffs, v. American Telephone & Telegraph Co., et al., Defendants" by acceptance of the sum of $5,000.00 from the defendants and releasing lien.

Section 2. Upon receipt of said sum of $5,000.00 and appropriate paperwork the City Attorney is authorized to release said lien.

APPROVED AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

By: PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY
EMPLOYEES' RETIREMENT SYSTEM

By: CLARE MURPHY
General Manager

32854:20

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 19, 1992	October 26, 1992
Ayes: Supervisors Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Shelley
Absent: Supervisors Achtenberg Maher	Absent: Supervisors Britt Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

NOV 01 1992

Date Approved

Mayor

File No.
46-92-20

DOCUMENTS DEPT.
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FILE NO. 46-92-21 ORDINANCE NO. 333-92

CC

(SETTLEMENT OF LAWSUIT)

AUTHORIZING SETTLEMENT OF ANTOINETTA WILLIAMS v. JEHAD HUSARY, et al., UPON RECEIPT OF THE SUM OF $7,500.00 AND DISMISSAL OF COMPLAINT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle San Francisco Municipal Court Action No. 056700 entitled "Antoinetta Williams, Plaintiff v. Jehad Husary, et al., Defendants" and related actions by accepting of the sum of $7,500.00 from the Defendants, and dismissing complaint.

Section 2. Upon receipt of said sum of $7,500.00 and appropriate paperwork the City Attorney is authorized to dismiss said actions.

APPROVED AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

By: PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY
EMPLOYEES' RETIREMENT SYSTEM

By: CLARE MURPHY
General Manager

BOARD OF SUPERVISORS

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 19, 1992	October 26, 1992
Ayes: Supervisors Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Shelley
Absent: Supervisors Achtenberg Maher	Absent: Supervisors Britt Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

NOV 01 1992
Date Approved

Mayor

File No.
46-92-21

FILE NO. 48-92-21 ORDINANCE NO. 334-92

RO #92068

(SETTLEMENT OF CLAIM)

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF JAMES C. BROOKS IN THE SUM OF $7,000.00.

Whereas, James C. Brooks has filed a claim against the City & County of San Francisco for Personal Injury;

WHEREAS, the Department of Public Works of the City & County of San Francisco has recommended settlement of said claim by payment of $7,000.00

WHEREAS, the City Attorney has approved the settlement, now therefore, be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $7,000.00 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED

LOUISE H. RENNE
City Attorney

PATRICK MAHONEY
Chief Trial Deputy

RECOMMENDED:

Department of Public Works

JOHN E. CRIBBS, Director

APPROVED:

RUDOLPH NOTHENBERG
Chief Executive Officer

FUNDS AVAILABLE:

01 001 97 09 90
309674 1450 $7,000.00

EDWARD M. HARRINGTON
Controller

SEP 30 1992

BOARD OF SUPERVISORS

CC

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
October 19, 1992	§	October 26, 1992
Ayes: Supervisors Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Migden Shelley	§	Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Shelley
Absent: Supervisors Achtenberg Maher	§	Absent: Supervisors Britt Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

NOV 01 1992

Date Approved

Mayor

File No.
48-92-21

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AS AMENDED IN COMMITTEE - 10/14/92

FILE NO. 65-92-13 ORDINANCE NO. 335-92

CC

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APPROVING THE LEASE WITH THEATRE BAY AREA TO OPERATE A DISCOUNT TICKET

GJ 10/14 BOOTH AT UNION SQUARE GARAGE; REQUESTING THE LESSEE TO PROVIDE DISCOUNT MEMBERSHIPS TO AT LEAST 50 MEMBERS OF THE RECREATION AND PARK DEPARTMENT'S YOUNG PEOPLE'S TEEN MUSICAL THEATER.

Be it ordained by the People of the City and County of San Francisco:

Section 1. That certain lease between the Recreation and Park Commission, for and on behalf of the City and County of San Francisco and Theatre Bay Area, a Non Profit Corporation, for the purpose of operating a discount ticket booth at Union Square, a copy of which agreement is on file in the office of the Clerk of the Board of Supervisors and to which reference is hereby made, is hereby approved.

RECOMMENDED:

Mary E. Burns, General Manager
Recreation and Park Department

APPROVED

Shauna Marie Rose, Secretary
Recreation and Park Commission

APPROVED AS TO FORM:
Louise H. Renne, City Attorney

Mark Barmore, Deputy City Attorney

GJ 10/14 Section 2. The lessee is requested to provide discount memberships to a minimum of 50 individual members of the Recreation and Park Department's Young People's Teen Musical Theater, and as many additional members as participate in the Department's Young People's Teen Musical Theater.

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 19, 1992	October 26, 1992
Ayes: Supervisors Achtenberg Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Shelley
Absent: Supervisor Maher	Absent: Supervisors Britt Maher Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 65-92-13

11/2/92
Date Approved

Mayor

As amended in Board 10/19/92

FILE NO. 97-92-58 ORDINANCE NO. 336-92

[Naming Civic Auditorium for Bill Graham]

AMENDING CHAPTER 4 OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING SECTION 4.21 TO NAME THE CIVIC AUDITORIUM FOR BILL GRAHAM.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. FINDINGS. The Board of Supervisors of the City and County of San Francisco finds and declares that:

1. Bill Graham was respected by the music industry and appreciated by audiences for his top-quality concert productions and large-scale events that began in San Francisco twenty-five years ago.

2. Bill Graham used his resources to energize friends, family, schools, churches and businesses in supporting causes for the betterment of the community.

3. Bill Graham was regarded as an articulate spokesperson for rock and roll music, freedom of speech, artistic and human rights, environmental protection, and peace.

4. The talents of San Francisco musicians were recognized and promoted by Bill Graham, which led to the widespread success of such groups as Santana, Jefferson Airplane, and the Grateful Dead.

5. Bill Graham's opening of the Fillmore Auditorium and production of concerts in Golden Gate Park 25 years ago created an era in rock music that was widely enjoyed by residents of

San Francisco and the Bay Area, and fostered a period that will carry nostalgia for a long-time to come.

6. The San Francisco Board of Supervisors would like to honor Bill Graham for his dedication to providing San Francisco audiences with quality musical performances, promoting musicians of San Francisco, and energizing others to join him in his support of social justice.

7. Bill Graham used the Civic Auditorium to present many memorable events for the benefit of the public.

Section 2. Chapter 4 of the San Francisco Administrative Code is hereby amended by adding Sec. 4.21, to read as follows:

SEC. 4.21. NAMING THE CIVIC AUDITORIUM FOR BILL GRAHAM. The Civic Auditorium ~~us~~ is hereby named for, and in honor of, Bill Graham, and shall be referred to as the "Bill Graham Civic Auditorium."

10/19/92

ejp

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Theodore R. Lakey
Deputy City Attorney

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 19, 1992	October 26, 1992
Ayes: Supervisors Alioto Britt Conroy Gonzalez Hallinan Kennedy Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Migden Shelley
Absent: Supervisors Achtenberg Hsieh Maher	Absent: Supervisors Britt Kennedy Maher

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
97-92-58

NOV 0 ᴰ 1992
Date Approved

Mayor

FILE NO. 47-92-6.1 ORDINANCE NO. 337-92

CC

(Garage Lease Documents)

APPROVING & ADOPTING ST. MARY'S SQUARE GARAGE LEGAL DOCUMENTS & AUTHORIZATION FOR MANAGEMENT AGREEMENT.

Be It Ordained by the people of the City and County of San Francisco:

Section 1. In accordance with the recommendation of the Parking and Traffic Commission of the City and County of San Francisco, there has been filed with the Clerk of the Board certain documents which consist of:

1. Form for Invitation to Bid
2. Form of Bid
3. Form of Pre-qualification Questionnaire
4. Form of Management Agreement

Section 2. The legal documents are hereby approved in substantially the form now filed in the office of the Clerk of the Board of Supervisors and are made a part hereof by reference.

Section 3. The Director of Property is authorized to request Bids for said management agreement pursuant to and in accordance with the form for Invitation to Bid.

RECOMMENDED:

Acting Director, Parking & Traffic

By
Director of Property

C:\WP51\DATA\ORD\42\LBO

APPROVED AS TO FORM:
Louise H. Renne, City Attorney

By
Deputy City Attorney

(Real Estate)

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 26, 1992	November 2, 1992
Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Migden Shelley	Ayes: Supervisors Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Britt Maher	Absent: Supervisors Achtenberg Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 47-92-6.1

NOV 05 1992
Date Approved

Mayor

DOCUMENTS DEPT.
NOV 17 1992
SAN FRANCISCO
PUBLIC LIBRARY

FILE NO. 93-92-33 AS AMENDED IN COMMITTEE 10/13/92 ORDINANCE NO. 338-92

(Benefits For Unrepresented Employees)

APPROVING THE PROVISION OF DENTAL BENEFITS AND TWO PAID FURLOUGH DAYS FOR FISCAL YEAR 1992-93 TO QUALIFIED UNREPRESENTED EMPLOYEES WHO SIGN A WAIVER REGARDING THE 1991-92 WAGE FREEZE; PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

10/13/92 grh

Be it ordained by the People of the City and County of San Francisco.

Section 1. Pursuant to section 8.409-1 of the charter, the board of supervisors hereby approves the Mayor's proposal to provide dental benefits and two paid furlough days for fiscal year 1992-93 to all city employees with more than 6 months of service who are regularly scheduled to work not less than 20 hours per week and whose classification is not represented by a recognized employee organization. This provision applies to employees of the San Francisco Unified School District and Community College District to the extent authorized by state law. Provision of dental benefits and furlough days shall be contingent upon execution by each employee of a waiver regarding the 1991-92 wage freeze in the form prepared by the City Attorney. Said waivers must be received in the Mayor's Employee Relations Division no later than ~~November~~ December 1, 1992 or no paid dental or furlough benefits will be provided. In the event a court of competent jurisdiction determines that such waivers are ineffective as to any current or future litigation

10/13/92 grh

///

///

regarding the 1991-92 wage freeze, all employee benefits provided pursuant to this ordinance shall immediately cease.

10/13/92 grh

Section 2. Although the City has incurred no legal obligation under the Charter, the Board of Supervisors does hereby approve and ratify the action previously taken.

APPROVED AS TO FORM:

LOUISE H. RENNE
CITY ATTORNEY

Vulu A. Clayton
DEPUTY CITY ATTORNEY

65891

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
October 19, 1992	§	November 2, 1992
	§	
	§	
Ayes: Supervisors Alioto Britt	§	Ayes: Supervisors Alioto Conroy
Conroy Hallinan Hsieh Kennedy	§	Gonzalez Hallinan Hsieh Kennedy
Migden Shelley	§	Maher Migden Shelley
	§	
Absent: Supervisors Achtenberg	§	Absent: Supervisors Achtenberg
Gonzalez Maher	§	Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
93-92-33

NOV 0 5 1992
Date Approved

Frank M. Jordan
Mayor

AS AMENDED IN COMMITTEE - 10/21/92

FILE NO. 97-92-59 ORDINANCE NO. 339-92

(Public Health-Contracts)

AMENDING CHAPTER 19A, ARTICLE I OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING SECTION 19A.31 TO PERMIT THE DEPARTMENT OF PUBLIC HEALTH TO ENTER INTO INDEMNIFICATION AGREEMENTS WITH THE CALIFORNIA FAMILY PLANNING COUNCIL ENABLING THE DEPARTMENT OF PUBLIC HEALTH TO PARTICIPATE IN FAMILY PLANNING SERVICES; EFFECTIVE RETROACTIVE TO OCTOBER 1, 1992.

GJ 10/21

NOTE: ALL LANGUAGE IS NEW.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 19A, Article I of the San Francisco Administrative Code is hereby amended by adding Section 19A.31 thereof to read as follows:

Section 19A.31. AGREEMENTS WITH THE CALIFORNIA FAMILY PLANNING COUNCIL FOR FAMILY PLANNING SERVICES. The Director of Public Health, with the approval of the Health Commission, is hereby authorized, retroactive to October 1, 1992, to enter into and execute written agreements on behalf of the City and County of San Francisco with the California Family Planning Council to participate in projects related to family planning services; to provide a clinic for referral of clients, contraceptive counseling and services to San Francisco teens; and to provide contraceptive services to women at high risk for HIV infection. Said agreements may contain a provision in which the City and County of San Francisco defends, indemnifies and holds harmless the California Family Planning Council, its agents, officers and employees from and against any and all liability, expense, including defense costs and legal fees, and claims for damages of any nature whatsoever, including, but not limited to bodily injury, death, personal injury, or property damage, including City's property, arising from or connected with

GJ 10/21

the City's operations under the agreement, including any workers' compensation suits.

RECOMMENDED:

Raymond J. Baxter, M.D.
Director of Health

APPROVED:

Hardy Ongai Mori
Health Commission

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Paula Jesson
Deputy City Attorney

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cc

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 26, 1992	November 2, 1992
Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Migden Shelley	Ayes: Supervisors Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Britt Maher	Absent: Supervisors Achtenberg Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
97-92-59

NOV 05 1992
Date Approved

Frank M. Jordan
Mayor

FILE NO. 127-92-9 ORDINANCE NO. 340-92

[Board of Permit Appeals Fees]

AMENDING PART III OF THE SAN FRANCISCO MUNICIPAL CODE BY AMENDING SECTION 8 THEREOF TO INCREASE SPECIFIED BOARD OF PERMIT APPEALS FILING FEES.

NOTE: Additions and substitutions are underlined; deletions are indicated by ((double parentheses)).

Be it ordained by the people of the City and County of San Francisco:

Section 1. Part III, Section 8 of the San Francisco Municipal Code is hereby amended to read as follows:

SEC. 8. Method of Appeal to the Board of Permit Appeals.

Except for variances and Zoning Administrator determination decisions, appeals to the Board of Permit Appeals shall be taken within 15 days from the making or entry of the order or decision from which the appeal is taken. Appeals of variance and Zoning Administrator determination decisions shall be taken within 10 days. Appeals shall be taken by filing a notice of appeal with the Board of Permit Appeals and paying to said Board at such time a filing fee as follows:

(a) Zoning Administrator, Department of City Planning, Director of Planning and City Planning Commission.

(1) For each appeal from the Zoning Administrator's variance decision the fee shall be ((($200))$400.

(2) For each appeal from any order, requirement, decision or other determination (other than a variance) made by the Zoning Administrator, the Department of City Planning or Commission or the Director of Planning, including an appeal from disapproval of a permit which results from such an action, the fee shall be ((($200))$400.

(b) Department of Public Works.

(1) For each appeal from a Bureau of Building Inspection denial, conditional approval or granting of a residential hotel conversion permit the fee shall be ((($200))$350.

(2) For each appeal from the granting or denial of a building, demolition, or other permit (other than residential hotel conversion) the fee shall be $100.

(3) For each appeal from the imposition of a penalty only the fee shall be ((($40))$200.

(c) Police Department.

(1) For each appeal from the denial or granting of a Police permit or license issued to an owner or operator of a business the fee shall be ((($150))$250; for each such permit or license issued to an individual employed by or working under contract to a business, the fee shall be ((($50))$100.

(2) For each appeal from the revocation or suspension of a Police permit or license the fee shall be ((($150))$250 for an entity or individual.

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(d) For each appeal from any other order or decision the fee shall be ((~~$100~~))$200.

(e) For requests for rehearing under Section 16 of this Article the fee shall be ((~~$30~~))$100. All agencies of the City and County of San Francisco are exempted from this fee.

(f) For requests for jurisdiction the fee shall be $100.

((f))(g) An exemption from paying the full fee specified in subsections (a), (b), (c), (d), ((and))(e) and (f) herein may be granted upon the filing under penalty of perjury of a declaration of indigency on the form provided and approved by the Board.

Notice of appeal shall be in such form as may be provided by the rules of the Board of Permit Appeals.

On the filing of any appeal, the Board of Permit Appeals shall notify in writing the department, board, commission, officer or other person from whose action the appeal is taken of such appeal. On the filing of any appeal concerning a structural addition to an existing building, the Board of Permit Appeals shall additionally notify in writing the property owners of buildings immediately adjacent to the subject building.

The Board of Permit Appeals shall fix the time and place of hearing, which shall be not less than five nor more than 15 days after the filing of said appeal, and shall act thereon not later than 40 days after such filing or a reasonable time therefter.

Pending decision by the Board of Permit Appeals, the action of such department, board, commission, officer or other person from which an appeal is taken, excluding actions of revocation or suspension of permit by the Director of Public Health when determined by the Director to be an extreme public health hazard, shall be suspended.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: _____
Deputy City Attorney

cc

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
October 26, 1992	November 2, 1992
Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Migden Shelley	Ayes: Supervisors Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Britt Maher	Absent: Supervisors Achtenberg Britt

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
127-92-9

NOV 05 1992
Date Approved

Frank M. Jordan
Mayor

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FILE NO. 27-92-10 ORDINANCE NO. 341-92

CC

(Airport - Lease Modification)

APPROVING MODIFICATION NO. 1 OF LAND LEASE BETWEEN AMERICAN AIRLINES, INC. AND THE CITY AND COUNTY OF SAN FRANCISCO, ACTING BY AND THROUGH ITS AIRPORTS COMMISSION.

Be it ordained by the People of the City and County of San Francisco:

SECTION 1: Pursuant to Section 7.402-1 of the Charter, the Board of Supervisors hereby approves Modification No. 1 of the Land Lease between American Airlines, Inc. and the City and County of San Francisco, acting by and through its Airports Commission, copies of which Modification are contained in Board of Supervisors' file number 27-92-10.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By Mara E. Rosales
Deputy City Attorney

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
November 2, 1992	§	November 9, 1992
Ayes: Supervisors Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Britt Conroy Hallinan Kennedy Maher Shelley
Absent: Supervisors Achtenberg Britt	§	Absent: Supervisors Achtenberg Alioto Gonzalez Hsieh Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 27-92-10

NOV 13 1992
Date Approved

Mayor

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FILE NO. 36-92-4 ORDINANCE NO. 342-92

(Zoning Map Change, 89.238EZV))

ADOPTING THE ABOLITION OF SETBACK LINES AS AN AMENDMENT TO THE ZONING MAP OF THE CITY AND COUNTY AND OF SAN FRANCISCO FOR PROPERTY LOCATED IN AN RH-2 (HOUSE, TWO-FAMILY) DISTRICT, ON THE EAST SIDE OF 35TH AVENUE BETWEEN CABRILLO AND FULTON STREETS: LOTS 15, 15A, 15B, 16, 16A, 16B, 16C, 17, 17A, 17B, 17C, 17D, 17E, 17F, 18, 19 AND 19A IN ASSESSOR'S BLOCK 1677, AND ADOPTING FINDINGS PURSUANT TO SECTION 101.1.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Pursuant to Section 302 of the City Planning Code, Part II, Chapter II, of the San Francisco Municipal Code, the following abolition of legislated setback lines, duly approved by resolution of the City Planning Commission, is hereby adopted as an amendment to the Zoning Map of the City and County of San Francisco. The Board of Supervisors has been advised by the Office of Environmental Review that the subject setback abolition constitutes a Non-Physical Exclusion from environmental review under Sections 15378 and 15061(b)(1) of the California Environmental Quality Act and hereby concurs with that finding.

Setback lines of three feet, four feet, six feet, eight feet, nine feet and 12 feet are hereby abolished on the east side of 35th Avenue from 60 feet south of the intersection of the southerly line of Cabrillo Street and the easterly line of 35th Avenue to 100 feet north of the intersection of the northerly line of Fulton Street and the easterly line of 35th Avenue; being the setback line of three feet on Lot 19A, the setback line of four feet on Lot 15B, the setback line of six feet on Lot 19, the setback line of eight feet on Lot 15A, the setback line of nine feet on Lot 18 and the setback lines of 12 feet on Lots 15, 16, 16A, 16B, 16C, 17, 17A, 17B, 17C, 17D, 17E and 17F in Assessor's Block 1677.

Section 2. Pursuant to Planning Code Section 101.1, this Board of Supervisors adopts City Planning Commission Resolution No. 13374 approving findings related to the Eight Priority Policies of Section 101.1 of the Planning Code.

APPROVED AS TO FORM:

LOUISE RENNE, CITY ATTORNEY

By _____
Deputy City Attorney

RECOMMENDED:

CITY PLANNING COMMISSION

By _____
Lucian Blazej
Director of Planning

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FILE NO. 45-92-64

ORDINANCE NO. 343-92

RO #92071

CC

AUTHORIZING SETTLEMENT OF LITIGATION OF LUMIR J. CERNY AGAINST THE CITY AND COUNTY OF SAN FRANCISCO, ET AL. FOR $10,000.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled LUMIR J. CERNY v. THE CITY AND COUNTY OF SAN FRANCISCO, ET AL. Superior Court No. 900-755 by the payment of $10,000.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:
DEPARTMENT OF PUBLIC WORKS

JOHN E. CRIBBS
Director

FUNDS AVAILABLE:

CONTROLLER

01 001 97 09 90
309674 1450 $10,000.00

OCT 06 1992

APPROVED:

CHIEF ADMINISTRATIVE OFFICER

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
November 2, 1992	§	November 9, 1992
Ayes: Supervisors Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Britt Conroy Hallinan Kennedy Maher Shelley
Absent: Supervisors Achtenberg Britt	§	Absent: Supervisors Achtenberg Alioto Gonzalez Hsieh Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-92-64

NOV 13 1992
Date Approved

Mayor

BOARD OF SUPERVISORS

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FILE NO. 45-92-65

ORDINANCE NO. 344-92

RO #92073

CC

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF BENNIE ALEXANDER, ET AL. AGAINST THE CITY AND COUNTY OF SAN FRANCISCO for $100,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "BENNIE ALEXANDER, et al. v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 913-176, by the payment of $100,000.00.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

RAYMOND BAXTER
Director

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 06
309740 1450 $100,000.00

OCT 08 1992

APPROVED:

HEALTH COMMISSION

Secretary

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
November 2, 1992	§	November 9, 1992
Ayes: Supervisors Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Britt Conroy Hallinan Kennedy Maher Shelley
Absent: Supervisors Achtenberg Britt	§	Absent: Supervisors Achtenberg Alioto Gonzalez Hsieh Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

NOV 13 1992

Date Approved

Mayor

File No.
45-92-65

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FILE NO. 47-92-7 ORDINANCE NO. 345-92

(Vallejo Street Garage)

AUTHORIZING THE SAN FRANCISCO PARKING AUTHORITY, ACTING ON BEHALF OF THE CITY, TO TERMINATE THE CITY'S LEASE WITH METROPOLITAN PARKING CORPORATION FOR THE OPERATION OF THE VALLEJO STREET GARAGE, AND TO AWARD AN INTERIM, TEMPORARY OPERATING AGREEMENT FOR OPERATION OF SUCH GARAGE UNTIL A PUBLIC BIDDING PROCEDURE FOR THE LONG-TERM OPERATION OF THE GARAGE IS COMPLETED.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Parking and Traffic Commission of the City and County of San Francisco, sitting as the San Francisco Parking Authority, has adopted its Resolution No. 92-1192 (a copy of which is on file with the Clerk of the Board of Supervisors in File No. 47-92-7) requesting that the Board of Supervisors adopt this ordinance.

Section 2. For the reasons cited in the Parking and Traffic Commission's resolution referred to above, and due to the Parking Authority's determination that the current operator of the Vallejo Street Garage has defaulted under its obligations under its lease with the City, the Parking Authority is hereby authorized and directed to terminate the lease with Metropolitan Parking Corporation for the operation of the Vallejo Street Garage in accordance with the terms of the lease and all applicable laws, and to make an award of a month-to-month

operating agreement for the operation of the garage for a limited period until the public bidding procedure for the award of a five-year operating agreement for the garage is completed, which award shall be made to the next highest, responsible and available bidder under the bidding procedure conducted in 1989 for the agreement under which the garage is currently being operated.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: Lawrence A. Wayte
LAWRENCE A. WAYTE
Deputy City Attorney

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FILE NO. 48-92-22

ORDINANCE NO. 346-92

RO #92072

CC

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF CLAIM NUMBERS 9100987 AND 9100992 FILED AGAINST THE CITY AND COUNTY OF SAN FRANCISCO, ET AL. FOR $36,000.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the claim numbers 9100987 and 9100992 filed against the City and County of San Francisco by Mary Minkus, Curtis Cone and Mary Lou Breslin by the payment of $36,000.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK MAHONEY
Chief Trial Deputy

RECOMMENDED:

War Memorial and Performing Arts Center

THELMA SHELLEY
Managing Director
War Memorial and Performing Arts Center

APPROVED:

Chief Administrative Officer

RUDOLF NOTHENBERG

FUNDS AVAILABLE:

01 001 97 09 46
309914 1450 $36,000.00

EDWARD M. HARRINGTON
Controller

OCT 06 1992

3567g

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
November 2, 1992	§	November 9, 1992
Ayes: Supervisors Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Britt Conroy Hallinan Kennedy Maher Shelley
Absent: Supervisors Achtenberg Britt	§	Absent: Supervisors Achtenberg Alioto Gonzalez Hsieh Migden

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-92-22

NOV 13 1992

Date Approved

Mayor

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ORDINANCE 347-92

FILE NO. 124-92-9
(Parking Meters)

AMENDING PART II, CHAPTER XI OF THE SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE) BY AMENDING SECTION 32.8.12 THEREOF TO REMOVE THE PARKING FACILITY AT 1350 ~~BUSH~~ POLK STREET FROM THOSE OFF-STREET PARKING SITES ON WHICH PARKING METERS MAY BE USED.

10/26 mlr

[NOTE: Additions or substitutions are underlined; deletions are indicated by double parentheses.]

Be it ordained by the People of the City and County of San Francisco:

Section 1. From and after December 1, 1992, Section 32.8.12 of Part II, Chapter XI of the San Francisco Municipal Code (Traffic Code) is amended to read as follows:

10/26 mlr

SECTION 32.8.12 [Repealed.] ((POLK DISTRICT. 1350 ~~BUSH~~ POLK STREET))

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By _____
Deputy City Attorney

RECOMMENDED:

_____
Acting Director
Parking and Traffic

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
November 9, 1992	§	November 16, 1992
Ayes: Supervisors Britt Conroy Hallinan Hsieh Kennedy Maher Shelley	§	Ayes: Supervisors Achtenberg Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Achtenberg Alioto Gonzalez Migden	§	

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
124-92-9

11/18/92
Date Approved

_____
Mayor

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(Hazardous Materials)

AMENDING PART II, CHAPTER 5 (HEALTH CODE) OF THE SAN FRANCISCO MUNICIPAL CODE BY AMENDING SECTIONS 1137(a), 1154(e) AND 1155(b), AND ADDING SECTION 1143 PROVIDING FOR PUBLIC NOTIFICATION AND PARTICIPATION PROCEDURES FOR UNAUTHORIZED RELEASES FROM UNDERGROUND STORAGE TANKS.

NOTE: New sections are underlined; deletions are shown in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter 5 (Health Code) of the San Francisco Municipal Code is hereby amended by amending Section 1137(a) to read as follows:

SEC. 1137. DIRECTOR'S HEARINGS.

(a) The Director shall hold a public hearing for the following purposes:

(1) To issue an order that imposes an administrative civil penalty pursuant to Section 1133(c) of this article unless the party aganist whom liability is to be imposed has waived the right to a hearing as provided in Section 1133(c).

(2) To issue an order pursuant to Section 1133(a) that revokes or suspends a permit.

(3) To take public comment on a permit application under Section 1124, upon timely and proper request by a person authorized pursuant to Section 1124(c).

(4) To take public comment on the approval of a corrective action plan or modification to a corrective action plan pursuant to Section 1143, upon timely and proper request by a person authorized pursuant to Section 1143(g).

((4)) (5) To comply with a request for a public hearing under Section 1133(i) following an enforcement action by the Director, upon timely and proper request by a person authorized pursuant to Section 1133(i).

((5)) (6) To hear an appeal from the levy of fee penalties and site investigation fees imposed pursuant to Section 1111, 1120 and 1120.1. The Director may reduce the amount of the fees only upon a showing of just cause, such as demonstrable negligence on the part of an employee or agent.

Section 2. Part II, Chapter 5 (Health Code) of the San Francisco Municipal Code is hereby amended by adding new Section 1143 to read as follows:

SEC. 1143. PUBLIC NOTICE AND PARTICIPATION PROCEDURES FOR UNDERGROUND STORAGE TANK RELEASES.

(a) The procedures of this section apply to underground storage tank sites included in the Underground Storage Tank Local

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Oversight Program (LOP) through a contract between the City and County of San Francisco and the State Water Resources Control Board pursuant to California Health and Safety Code Section 25297.1.

(b) The Department shall make available to the public a list of current LOP sites.

11/9/92 ejp (c) For purposes of this article "corrective action plan" means any corrective action plan or workplan submitted to the Department pursuant to Section 2722 or Section 2725 of Title 23 of the California Code of Regulations. For all LOP sites that require a corrective action plan in accordance with State Water Resources Control Board regulations or Department guidelines or 11/9/92 ejp regulations, after a responsible party submits to the Department a proposed corrective action plan or modification to a corrective action plan, including a request to terminate a corrective action prior to meeting established clean up levels, the Department shall determine the adequacy of the proposed corrective action plan or modification. If Department staff determine that the proposed corrective action plan or modification is adequate, the Department shall submit a proposed Memorandum of Findings to the Director of Health for his or her signature.

(d) When the Memorandum of Findings has been signed and dated, the Director of Health shall prepare a Notice of the action, which shall include the name of the property owner, the address of the site, the type of remediation, a summary of the

Director's action and instructions for filing a public hearing request.

(e) The Director of Health shall publish the Notice by:

(1) mailing a copy to the responsible party, and if different, the owner of record of the real property on which the LOP site is located;

(2) posting the Notice at City Hall or at the Department of Health offices at 101 Grove Street;

(3) publishing the Notice in a newspaper of general circulation;

(4) for non-residential LOP sites, posting the Notice at the site and mailing the Notice to all real property owners within 300 feet of the exterior boundaries of the real property upon which the site is located, using for this purpose the names and addresses of such owners as shown on the latest citywide assessment roll in the office of the Tax Collector. Failure to send notice by mail to any such property owner where the address of such owner is not shown on such assessment roll shall not invalidate any proceedings in connection with such action;

(5) for residential LOP sites, posting the Notice at the site;

(6) providing the Notice in any additional manner that the Director shall deem appropriate, including publishing the notice in non-English publications serving the affected community.

(f) The Director's action shall be final fifteen (15) days

after the Director's publication of the Notice of corrective action plan approval, in a newspaper of general circulation, unless a public hearing is requested as provided in subsection (g).

(g) Any person who deems that his or her interests or property or that the general public interest will be adversely affected by the Director's action may request a public hearing within fifteen (15) days of the Director's publication of a Notice of approval of a corrective action plan or modification to a corrective action plan. The Director shall hold a public hearing after giving the Notice provided in Section 1137.

Section 3. Part II, Chapter 5 (Health Code) of the San Francisco Municipal Code is hereby amended by amending Section 1154(e) to read as follows:

SEC. 1154. CLOSURE OF STORAGE FACILITIES.

11/9/92 ejp

(e) Notwithstanding subsection (b), underground storage tanks shall be closed and sites remediated in conformity with all applicable requirements of Chapters 6.7 and 6.75 of the California Health and Safety Code (commencing with Section 25280), and implementing regulations of the State Water Resources Control Board and the Health Commission. For a non-residential site included in the Underground Storage Tank Local Oversight Program (LOP) that requires a corrective action plan pursuant to

11/9/92 ejp

State Water Resources Control Board regulations or Department guidelines or regulations, the responsible party shall submit to the Department, as part of a proposed corrective action plan, a Community Health and Safety Plan which addresses community health and safety issues reasonably expected to arise during assessment and remediation activities. A Community Health and Safety Plan shall meet the following objectives: assure a safe and healthy environment for the public; minimize hazards, accidents, off-site releases and community exposures due to site activities; and assure an appropriate level of community awareness.

Section 4. Part II, Chapter 5 (Health Code) of the San Francisco Municipal Code is hereby amended by amending Section 1155(b) to read as follows:

SEC. 1155. OBLIGATION OF RESPONSIBLE PARTIES FOR CLOSURE AND CLEANUP.

(b) Each responsible party shall be jointly and severally liable to the City and County of San Francisco for all costs incurred in any closure or remedial action taken by the City pursuant to the provisions of Section 1131 or Section 1133(b) of this article and the Department's administrative costs for reviewing and approving closure, remedial action and corrective

action plans and carrying out the public notice and participation procedures of Section 1143 of this article. These costs shall constitute a debt payable to the City.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: _____
Deputy City Attorney

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
November 9, 1992	November 16, 1992
Ayes: Supervisors Britt Conroy Hallinan Kennedy Maher Shelley	Ayes: Supervisors Achtenberg Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Achtenberg Alioto Gonzalez Hsieh Migden	

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
257-92-2

11/18/92
Date Approved

Frank M. Jordan
Mayor

[Commission on San Francisco's Environment]

AMENDING CHAPTER 5 OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING ARTICLE XVI, SECTIONS 5.150 - 5.152 THERETO, CREATING THE COMMISSION ON SAN FRANCISCO'S ENVIRONMENT TO ADVISE THE BOARD OF SUPERVISORS ON LEGISLATION AND POLICY RELATED TO THE CITY'S ENVIRONMENT AND ECOLOGY.

NOTE: All sections are new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The San Francisco Administrative Code is hereby amended by adding Article XVI, Sections 5.150-5.152 to Chapter 5, to read as follows:

SEC. 5.150. COMMISSION ON SAN FRANCISCO'S ENVIRONMENT ESTABLISHED. (a) There is hereby established the Commission on San Francisco's Environment. This Commission shall be advisory to the Board of Supervisors.

(b) There shall be fifteen (15) voting members to the Commission, who shall be appointed as follows:

1. One member shall be appointed by each member of the Board of Supervisors (total of eleven members), effective upon written notice of the appointment being filed with the Clerk of the Board of Supervisors.

2. Four members shall be appointed by the Board of Supervisors.

There shall also be three ex officio, non-voting, members of Commission. One of the ex officio members shall be appointed by the Mayor, one shall be appointed by the Chief Administrative Officer, and one shall be appointed by the Director of City Planning.

(c) The members of the Commission shall be broadly representative of the ethnic, racial, gender, age and sexual orientation diversity of the City and County. All members of the Commission shall be residents of the City and County of San Francisco, in accordance with Section 8.104 of the Charter. In making appointments to the Commission the appointing authorities shall give particular consideration to individuals put forward by citywide organizations concerned with the environment and ecology of the City, and shall attempt to ensure that the Commission as a whole is representative of the environmental and ecological interests of all segments of the City's population, and all geographic areas of the City.

SEC. 5.151. ORGANIZATION AND TERMS OF OFFICE. (a) The term of each voting member of the Commission shall be three years; provided, however, that the voting members first appointed shall, by lot, classify their terms so that five members shall serve a one-year term, five members shall serve a two-year term, and five members shall serve a three-year term.

(b) In the event a vacancy occurs during the term of office of any voting member, a successor shall be appointed to complete the

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unexpired term of the office vacated in a manner similar to that for the initial member.

(c) At the initial meeting of the Commission, and yearly thereafter, the voting Commission members shall choose the Commission's Chair and such other Officers as deemed necessary by the Commission.

(d) The Commission shall adhere to Robert's Rules of Order. The Commission shall also conduct its business consistent with the provisions of the Ralph M. Brown Act, which governs certain procedures related to the conduct of meetings by public bodies.

(e) A quorum for the conduct of business by the Commission shall be the presence of at least eight of the voting members of the Commission.

(f) Any voting member who misses three regularly scheduled meetings of the Commission in any 12-month period without obtaining the express approval of at least 51 percent of the members of the Commission at a regularly scheduled meeting shall be deemed to have resigned from the Commission.

SEC. 5.152. POWERS AND DUTIES. The Commission shall have the power and duty to:

(a) Develop and articulate goals, objectives, policies, and a strategy for the long-term environmental and ecological health of the City.

(b) Advise the Board of Supervisors on legislation and

policy, including the implementation of, and compliance with, legislation and policies, related to the City's environment and ecology.

(c) Provide informative materials to City Departments and agencies on issues related to the environment and ecology of the City. Advise the legislative, executive and administrative office of the City with respect to regulations and actions of regional agencies (including, but not limited to, the Metropolitan Transportation Commission, the Bay Area Air Quality Management District, and the Association of Bay Area Governments) as they relate to environment and ecology of the City.

(d) Issue a written annual report to the Board of Supervisors on the state of the City's environment and ecology.

(e) Develop, within 6 months of its formation, long-term goals and objectives for the environment and ecology of the City, and shall thereafter develop a strategy with short and intermediate term policies to accomplish these goals and objectives.

(f) The Board of Supervisors and any committee of the Board may refer to the Commission on San Francisco's Environment any legislation they believe may affect the City's ecological sustainability or environmental quality. In addition, the Board shall regularly inform the Commission on San Francisco's Environment of all legislation pending before the Board and its committees.

/ / /

/ / /

The Commission is empowered to hold hearings on any matter affecting the environment and ecology of the City, and to request information from all City agencies and officers.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Theodore R. Lakey
Deputy City Attorney

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
November 23, 1992	December 7, 1992
Ayes: Supervisors Alioto Britt Conroy Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Achtenberg Gonzalez	Absent: Supervisors Britt Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
97-92-60

DEC 1 1 1992
Date Approved

Frank M. Jordan
Mayor

AS AMENDED IN COMMITTEE - 11/18/92

FILE NO. 101-92-8

ORDINANCE NO. 350-92

RO# 92088 SA# 21

CC

(GOVERNMENT FUNDING)

GJ 11/28 APPROPRIATING, RETROACTIVELY, $220,624 FOR PROFESSIONAL SPECIAL SERVICE CONTRACTS (DISPUTE RESOLUTION PROGRAM), PERMANENT SALARIES, MAYOR'S OFFICE OF COMMUNITY DEVELOPMENT, FOR FISCAL YEAR 1992-93.

Be it ordained by the People of the City and County of San Francisco

GJ 11/28 Section 1. Funds are hereby appropriated, retroactively, for Fiscal Year 1992-93 as follows:

DEPARTMENT AND NUMBER	SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION	AMOUNT DEBIT	AMOUNT CREDIT
02-513	Dispute Resolution Program		
008565	Unreserved Fund Balance	$166,000	
15-01-00	County Clerk		
Project 001-01	Dispute Resolution Program MOCD Administration		
70-7001 (052175)	Court Fees	$54,624	
Project 001-02	Community Boards		$102,875
Project 001-03	California Community Dispute services		87,723
Project 001-04	California Lawyers for The Arts		10,000
Project 001-01 10-0010 (323808)	MOCD Administration Permanent Salaries		$20,026
	TOTAL	$220,624	$220,624

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

Theodore R. Lakey
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

Edward Harrington
CONTROLLER

[0074B]

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading

November 23, 1992

Ayes: Supervisors Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley

Absent: Supervisors Achtenberg Britt Gonzalez

Finally Passed

December 7, 1992

Ayes: Supervisors Achtenberg Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley

Absent: Supervisors Britt Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

DEC 11 1992

Clerk

File No. 101 92 8

Date Approved

Mayor

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FILE NO. 101-92-9

ORDINANCE NO. 351-92

CC

RO # 98089 SA # 21

(Government Funding)

APPROPRIATING $5,100 FOR OTHER SERVICES (POLICE SECURITY), ARTS COMMISSION FOR FISCAL YEAR 1992-93.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1992-93 as follows:

Department And Number	Source Of Funds And Purpose of Appropriation	Amount Debit	Amount Credit
02-412	Street Artist Program		
28-00-00	Arts Commission		
Project 101-01	Street Artist Program		
20-2010 (330167)	Program Project Budget	$5,100	
10-1200 (330167)	Other Services		$5,100

Approved As To Form
Louise H. Renne, City Attorney

BY: _____
Deputy City Attorney

Funds Available

_____
Controller

ann

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading

November 23, 1992

Ayes: Supervisors Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley

Absent: Supervisors Achtenberg Britt Gonzalez

Finally Passed

December 7, 1992

Ayes: Supervisors Achtenberg Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley

Absent: Supervisors Britt Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

DEC 11 1992

Date Approved

_____
Mayor

File No.
101 92 9

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FILE NO. 65-92-14 ORDINANCE NO. 352-92

CC

(Lease of Property)

AUTHORIZING LEASE OF WATER DEPARTMENT LAND IN SANTA CLARA COUNTY TO THE ROMAN CATHOLIC BISHOP OF SAN JOSE.

WHEREAS, The Public Utilities Commission pursuant to Resolution No. 92-0318 approved the subject lease, and

WHEREAS, Section 7.402-1 of the charter requires that lease of real property in excess of ten years shall be subject to approval by Ordinance, now therefore

BE IT ORDAINED BY: The People of the City and County of San Francisco:

Section 1: That certain lease of approximately .71 acres of pipeline right-of-way between the City and County of San Francisco, as Lessor, and the Roman Catholic Bishop of San Jose, as Lessee, for a ten (10) year term commencing January 1, 1993 at an initial rent of $10,200 per year having been approved pursuant to Public Utilities Commission Resolution No. 92-0318 adopted October 27, 1992, is hereby approved by this board. The lease, a copy of which is on file with the Clerk of the Board of Supervisors, provides Lessee the option to extend the lease for four (4) additional five (5) year periods.

APPROVED:
PUBLIC UTILITIES COMMISSION

By _____
General Manager

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By _____
Utilities General Counsel

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 7, 1992	December 14, 1992
Ayes: Supervisors Achtenberg Alioto Conroy Hallinan Hsieh Kennedy Maher Shelley	Ayes: Supervisors Achtenberg Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Britt Gonzalez Migden	

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No. 65-92-14

DEC 1 1992
Date Approved

_____
Mayor

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AMENDMENT OF THE WHOLE

12/7/92

FILE NO. 172-92-15

ORDINANCE NO. 353-92

(Project Lease)

APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF AN AGREEMENT OF PURCHASE AND SALE FOR REAL ESTATE (INCLUDING CERTAIN INDEMNITIES AND THE RELEASE OF THE SELLER CONTAINED THEREIN), AN ASSIGNMENT OF AGREEMENT OF PURCHASE AND SALE FOR REAL ESTATE, A FACILITIES LEASE (INCLUDING CERTAIN INDEMNITIES CONTAINED THEREIN), A TRUST AGREEMENT (INCLUDING CERTAIN INDEMNITIES CONTAINED THEREIN), AND AN OFFICIAL STATEMENT AUTHORIZING THE DISTRIBUTION OF AN OFFICIAL NOTICE INVITING BIDS IN CONNECTION WITH THE CITY AND COUNTY OF SAN FRANCISCO CERTIFICATES OF PARTICIPATION (1660 MISSION STREET PROJECT) SERIES 1993; AUTHORIZING THE CHIEF ADMINISTRATIVE OFFICER TO FIX RENTS TO BE CHARGED AND TO SUBMIT BUDGETS FOR APPROVAL; AUTHORIZING AND RATIFYING EXECUTION OF DOCUMENTS REASONABLY NECESSARY FOR THE EXECUTION, DELIVERY AND SALE OF THE CERTIFICATES OF PARTICIPATION; AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1, ALL IN CONNECTION WITH THE ACQUISITION AND LEASING OF THE 1660 MISSION STREET PROPERTY; REQUIRING AN ANNUAL REPORT TO THE BOARD OF SUPERVISORS DOCUMENTING IMPROVEMENTS IN EFFICIENCY AND OTHER RELEVANT INFORMATION WHICH REFLECTS CHANGES RESULTING FROM THE PROPOSED PURCHASE OF THE 1660 MISSION STREET PROPERTY.

WHEREAS, the City and County of San Francisco is a Charter City duly organized and existing under and pursuant to the Constitution and laws of the State of California (the "City"); and

WHEREAS, the City has executed, subject to the approval of this Board of Supervisors and the Mayor of the City, an Agreement of Purchase and Sale for Real Estate relating to the Property (as such term is hereinafter defined) (the "Purchase and Sale Agreement") by and between the City and Paul B. Andrew, Chapter 11 Trustee for Van Ness Gateway Center, Ltd., II, a California limited partnership, Debtor, in Bankruptcy Case No. 3-89-03726LK, Northern District of the U.S. Bankruptcy Court, San Francisco, California (the "Seller"), and intends to thereinafter assign its interest in the Purchase and Sale Agreement to the Trustee (as that term is hereinafter defined) pursuant to an Assignment of Agreement of Purchase and Sale for Real Estate (the "Assignment of Purchase and Sale Agreement"); and

WHEREAS, the City proposes to lease from First Trust of California, National Association, as trustee (the "Trustee") certain real property located in the City and County of San Francisco (the "Property") described in Exhibit A to the Facilities Lease to be dated as of February 1, 1993 (the "Facilities Lease"), by and between the City and the Trustee; and

WHEREAS, under and pursuant to the Facilities Lease, the City will be obligated to make certain lease payments to the Trustee for the lease of the Property to the City; and

WHEREAS, pursuant to the Trust Agreement to be dated as of February 1, 1993 (the "Trust Agreement"), by and between the Trustee and the City, the Trustee will agree to execute and deliver

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certificates of participation (the "Certificates"), each representing a proportionate interest in the lease payments; and

WHEREAS, all acts, conditions and things required by the Constitution and laws of the State of California to exist, to have happened and to have been performed precedent to and in connection with the consummation of the financing authorized hereby do exist, have happened and have been performed in regular and due time, form and matter as required by law, and the City is now duly authorized and empowered, pursuant to each and every requirement of law, to consummate such financing for the purpose, in the manner and upon the terms herein provided subject to the effectiveness of this ordinance; and

WHEREAS, it is anticipated that the Certificates will be sold by competitive sale pursuant to that certain Official Notice Inviting Bids (the "Official Notice Inviting Bids") and the Certificates will be sold to the public pursuant to an Official Statement hereinafter described.

NOW, THEREFORE, BE IT ORDAINED, by the People of the City and County of San Francisco:

Section 1. In accordance with the recommendation of the Chief Administrative Officer, the Purchase and Sale Agreement (including certain indemnities and the release of the Seller contained therein), the form of Assignment of Purchase and Sale Agreement, the form of Facilities Lease (including certain indemnities contained therein), the form of Trust Agreement (including certain

indemnities contained therein) and the form of Official Notice Inviting Bids presented to this Board of Supervisors, copies of which are on file with the Clerk of the Board of Supervisors (the "Clerk"), are hereby approved. The Mayor is hereby authorized to execute and the Clerk is hereby directed to affix the seal of the City and to attest the Facilities Lease and Trust Agreement, and the Director of Property is hereby authorized to execute the Assignment of Purchase and Sale Agreement, in substantially the form hereby approved, with certain terms to be fixed by the Chief Administrative Officer in accordance with the provisions of Section 4, and with any changes made in accordance with Section 2, all such terms and changes to be conclusively approved by execution of such documents. The execution of the Purchase and Sale Agreement by the Director of Property (including certain indemnities and the release of the Seller contained therein) is hereby, ratified, confirmed and approved.

Section 2. The Chief Administrative Officer, in consultation with the City Attorney, is hereby authorized to make any changes to the form of the Assignment of Purchase and Sale Agreement, the form of Facilities Lease including, without limitation, alteration of Exhibit A to said form of Facilities Lease to conform with any title insurance requirements, the form of Trust Agreement and the form of the Official Notice Inviting Bids that hereafter become necessary or appropriate in the interest of the City, which changes do not materially affect the substance of said documents or

materially increase the obligations of the City, and to conform all documents for final signature by the parties thereto.

Section 3. The Chief Administrative Officer is hereby authorized to award the Certificates, under the terms and conditions stated in the Official Notice Inviting Bids to the highest bidder therefor, as determined and in accordance with said Official Notice Inviting Bids. The Chief Administrative Officer is further authorized to distribute or cause to be distributed the Official Notice Inviting Bids (together with the Bid Form) to prospective purchasers of the Certificates for resale to the public.

If the Chief Administrative Officer determines that it is in the best economic interest of the City to sell the Certificates through a negotiated sale rather than through a competitive sale, the Chief Administrative Officer is hereby authorized (i) to select an underwriting firm or firms, (ii) to negotiate the sale of the Certificates with such firm or firms and (iii) to execute a Certificates Purchase Contract with such firm or firms in the form presented to this Board of Supervisors, a copy of which is on file with the Clerk, with such inserts and changes therein as are deemed necessary or advisable by the Chief Administrative Officer upon consultation with the City Attorney, provided that no such changes or inserts shall materially affect the substance of said document or materially increase the obligations of the City or conflict with the terms and conditions set forth in Section 4 below or provide

for an underwriter's discount in excess of 1.5% of the initial principal amount of the Certificates.

Section 4. The Chief Administrative Officer is hereby authorized, at any time prior to the sale of the Certificates, to fix the following terms and conditions which will be set forth in the Facilities Lease and Trust Agreement, provided that said terms and conditions are within the parameters set forth below:

(1) Lease Term - Not to exceed 30 years.

(2) Maximum Annual Base Rental Payments - Not to exceed $3,000,000.

(3) Proceeds of Certificates - Not to exceed $15,000,000.

Provided, further, that the Chief Administrative Officer is authorized to set such other terms and conditions relating to the Certificates which he deems to be in the interest of the City, provided that said terms shall not be inconsistent with the parameters set forth above.

The Chief Administrative Officer and all other appropriate officials of the City are hereby authorized and directed to prepare a Preliminary Official Statement which sets forth the terms and conditions of the Certificates and other information, including information about the City relevant thereto. The form of the Preliminary Official Statement, a copy of which is presented to this Board of Supervisors and is on file with the Clerk, is hereby approved for use in connection with the public offering of the Certificates. The Chief Administrative Officer is authorized to

execute and deliver a final Official Statement relating to the Certificates (the "Official Statement") in substantially the form of said Preliminary Official Statement with such changes, additions and completions therein as the Chief Administrative Officer may approve with the advice of counsel. The Chief Administrative Officer is hereby authorized to distribute or cause to be distributed copies of the Preliminary Official Statement and the Official Statement to prospective purchasers of the Certificates and to the ultimate purchasers of the Certificates.

Section 5. The Chief Administrative Officer is hereby authorized with the Director of Property and the Director of Public Works to take possession of the Property and shall have the authority to fix rents to be charged to public offices and private tenants, if any, that will occupy the Property and to submit for approval operation and maintenance budgets including provision for security, elevator operation, and all other items necessary to maintain the Property to a standard consistent with the lease obligations provided for in the Facilities Lease.

Section 6. The Department of City Planning reported on September 18, 1990 that the acquisition of 1660 Mission Street is in conformity with the Master Plan and consistent with the Eight Priority Policies of Planning Code Section 101.1, and the Board of Supervisors now adopts as its own said findings made by the Department of City Planning that the lease and option to acquire

this parcel is in conformity with the Master Plan and consistent with the Eight Priority Policies of Planning Code Section 101.1.

Section 7. The Mayor, Chief Administrative Officer, Clerk of the Board of Supervisors, City Attorney, City Controller, City Treasurer and Director of Property and all other appropriate officials, agents and employees of the City, are each hereby authorized and directed in the name and behalf of the City to take any and all steps necessary or appropriate to execute and deliver any and all certificates, requisitions, agreements, notices, consents, and other documents, which they or any of them deem necessary or appropriate in order to consummate the lease of the Property pursuant to the Facilities Lease (including, but not limited to, an amendment to the Purchase and Sale Agreement to extend the closing date and the time periods for satisfaction of conditions precedent) and the lawful execution and delivery of the Certificates pursuant to the Trust Agreement and the Official Notice Inviting Bids.

Section 8. All actions authorized and directed by this ordinance and heretofore taken are hereby ratified, confirmed and approved by this Board of Supervisors.

Section 9. The Chief Administrative Officer shall file with the Board of Supervisors on December 1, 1993 and on each December 1 thereafter, a report documenting improvements in efficiency, reduced rental costs, and other relevant information which reflects

changes resulting from the proposed purchase of the 1660 Mission Street property referred to in this ordinance.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

JESSE CAPIN SMITH
Deputy City Attorney

RECOMMENDED:

RUDOLF NOTHENBERG
Chief Administrative Officer

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 7, 1992	December 14, 1992
Ayes: Supervisors Achtenberg Alioto Conroy Hallinan Hsieh Kennedy Maher Shelley	Ayes: Supervisors Achtenberg Alioto Britt Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Britt Gonzalez Migden	Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
172-92-15

DEC 1 0 1992
Date Approved

Mayor

FILE NO. 34-92-1 ORDINANCE NO. 354-92

AMENDING ORDINANCE NO. 1061 ENTITLED "REGULATING THE WIDTH OF SIDEWALKS BY ADDING THERETO SECTIONS 1507 CHANGING THE OFFICIAL WIDTH OF SIDEWALK ON THE EMBARCADERO CORRIDOR PROJECT AREA AS SHOWN ON THE DEPARTMENT OF PUBLIC WORKS MAPS NUMBERED FROM Q-20-391 TO Q-20-399 INCLUSIVE AND MAKING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

Be it ordained by the people of the City and County of San Francisco:

SECTION 1. Ordinance No. 1061 entitled "Regulating the Width of Sidewalk", be and is hereby amended in accordance with communication filed in the office of the Clerk of the Board of Supervisors, by adding thereto a new section to be numbered as follows:

Section 1507. The width of sidewalk on the a) southwesterly corner of Steuart and Harrison Streets, as shown on Department of Public Works Map Q-20-391; b) The Embarcadero between Harrison Street and Bryant Street and on Bryant Street between The Embarcadero and Main Street, as shown on Department of Public Works Map Q-20-392; c) Spear Street between The Embarcadero and Harrison Street, as shown on Department of Public Works Map Q-20-393; d) The Embarcadero between Bryant Street and Brannan Street, as shown on Department of Public Works Map Q-20-394; e) The Embarcadero between Brannan Street and Townsend Street, as shown on Department of Public Works Map Q-20-395; f) The Embarcadero and King Street from Townsend Street to Second Street, as shown on Department of Public Works Map Q-20-396; g) King Street between The Embarcadero and Second Street, as shown on Department of Public Works Map Q-20-397; h) All corners at the intersection of King Street and Second Street, as shown on Department of Public Works Map Q-20-398; and i) King Street between Second Street and Third Street, as shown on Department of Public Works Map Q-20-399.

SECTION 2. The Department of City Planning in its report dated September 30, 1992, declared that the above-described change of official sidewalk width is in conformity with the Master Plan, and made findings of consistency with the Eight Priority Policies of City Planning Code Section 101.1.

The San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the Department of City Planning, by its letter dated September 30, 1992, that the project intended by the proposed changes of official sidewalk width is consistent with the Eight Priority Policies of City Planning Code Section 101.1.

The Department of Public Works, as is necessary as a result of this Ordinance, shall make arrangement with public utility companies and City departments for the relocation and/or adjustment of their facilities in the affected sidewalk and street area.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

Deputy Director, Public Services

APPROVED AS TO FORM:
LOUISE RENNE, CITY ATTORNEY

By
Deputy City Attorney

APPROVED:

Chief Administrative Officer

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
November 23, 1992	§	December 7, 1992
	§	
	§	
Ayes: Supervisors Alioto Britt Conroy Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Achtenberg Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
	§	
Absent: Supervisors Achtenberg Gonzalez	§	Absent: Supervisors Britt Gonzalez
	§	

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
34 92-1

DEC 21 1992
Date Approved

Mayor

FILE NO. 45-92-66

ORDINANCE NO. 355-92

RO # 92074

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF BRIAN BRINGARDNER, ET AL. AGAINST CAIRNS, ET AL.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "BRINGARDNER, ET AL v. CAIRNS, ET AL.," San Francisco Superior Court No. 920-290, by the payment of Two-Hundred Twenty Five Thousand Dollars ($225,000). As a condition of the settlement, the collective plaintiffs and their counsel agree to return Seventy-Five Thousand Dollars ($75,000) of the settlement funds to the City and County of San Francisco as a gift, to be earmarked at the request of the collective plaintiffs to be donated in equal portions to the following City run and City funded programs:

(1) The San Francisco General Hospital Tuberculosis Outreach Program;

(2) The San Francisco AIDS Foundation Emergency Housing Voucher Program; and

(3) The Black Coalition on AIDS (preferably to go to a needle exchange program).

/ / /

/ / /

The remaining One-Hundred and Fifty Thousand Dollars ($150,000) will be disbursed to Bayside Legal Advocates on behalf of each and every plaintiff as a full and final settlement of all claims against the City and its employees named in the lawsuit.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

SAN FRANCISCO POLICE DEPARTMENT

THOMAS F. MURPHY
Acting Chief of Police

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

01 001 97 09 38
309781 1450 $225,000.00

OCT 27 1992

APPROVED:

SAN FRANCISCO POLICE COMMISSION

Secretary

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JAN 4 1993
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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
November 23, 1992	December 7, 1992
Ayes: Supervisors Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Achtenberg Britt Gonzalez	Absent: Supervisors Britt Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Clerk

File No.
45-92-66

DEC 21 1992
Date Approved

Mayor

FILE NO. 45-92-67

ORDINANCE NO. 356-92

RO #92084

CC

(LITIGATION OF LAWSUIT)

AUTHORIZING SETTLEMENT OF LITIGATION OF TOMMY MCGOWAN V. CITY AND COUNTY OF SAN FRANCISCO, MUNICIPAL COURT NO. 070-769 FOR $12,000.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "Tommy McGowan v. City and County of San Francisco, Municipal Court No. 070-769 by the payment of $12,000.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

JOHN E. CRIBBS
Director of Department of Public Works

APPROVED:

Chief Adminstrative Officer

FUNDS AVAILABLE:

EDWARD HARRINGTON
Controller

01 001 97 09 90
309674 1450 $12,000.00

1877N

OCT 28 1992

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
November 23, 1992	December 7, 1992
Ayes: Supervisors Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Achtenberg Britt Gonzalez	Absent: Supervisors Britt Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45 92 67

DEC 21 1992
Date Approved

Mayor

BOARD OF SUPERVISORS

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FILE NO. 45-92-68 ORDINANCE NO. 357-92

RO #92086

CC

AUTHORIZATION SETTLEMENT OF LITIGATION OF JOHNSON MILLER v. CITY AND COUNTY OF SAN FRANCISCO, FRANK JORDAN, and KITT CRENSHAW FOR $30,000.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "JOHNSON MILLER v. CITY AND COUNTY OF SAN FRANCISCO, FRANK JORDAN, and KITT CRENSHAW, United States District Court No. C89-1892 FMS, by the payment of $30,000.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE A. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

SAN FRANCISCO POLICE DEPARTMENT

THOMAS MURPHY
Acting Police Chief

FUNDS AVAILABLE:

CONTROLLER

01 001 97 09 38
309781 1450 $30,000.00

NOV 04 1992

APPROVED:

SAN FRANCISCO POLICE COMMISSION

SECRETARY

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
November 23, 1992	§	December 7, 1992
Ayes: Supervisors Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Achtenberg Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Achtenberg Britt Gonzalez	§	Absent: Supervisors Britt Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45 92 68

DEC 21 1992
Date Approved

Mayor

BOARD OF SUPERVISORS

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FILE NO. 46-92-22 ORDINANCE NO. 358-92

[Settlement of Lawsuit]

AUTHORIZING SETTLEMENT OF LITIGATION OF CITY AND COUNTY OF SAN FRANCISCO AGAINST BILL RAYSON LOUIE, WAI LAN LOUIE, RAYMOND KING TONG LUI, AND TRACY FUNG SUM LUI BY ACCEPTING CONSIDERATION IN THE TOTAL AMOUNT OF $21,000 PAYABLE IN CASH AND DISCHARGING SAID PERSONS ABOVE-NAMED FROM FURTHER LIABILITY.

Be it ordained by the people of the City and County of San Francisco:

Section 1. The Tax Collector Attorney is hereby authorized and directed to settle the controversy in San Francisco Superior Court No. 946163 entitled City and County of San Francisco v. Bill Rayson Louie, Wai Lan Louie, Raymond King Tong Lui and Tracy Fung Sum Lui by accepting the total amount of $21,000 payable in cash upon final enactment of this ordinance.

Section 2. After payment of the amount specified in Section 1, the Tax Collector Attorney is further directed to release said Bill Rayson Louie, Wai Lan Louie, Raymond King Tong Lui, and Tracy Fung Sum Louie from all liability for debts arising out of the San Francisco Superior Court Action No. 946163; and to prepare and file a dismissal with prejudice promptly after receiving the payment.

Section 3. It is expressly understood that any default in the payment described in Section 1 shall have the effect of nullifying the compromise which is the subject of this ordinance and shall entitle the City and County of San Francisco to pursue all of its legal rights as a creditor litigant in San Francisco Superior Court action No. 946163.

RECOMMENDED BY:

Thad Brown,
Tax Collector

APPROVED BY:

Mary I. Callanan,
Treasurer

APPROVED AS TO FORM

Louise H. Renne, City Attorney

By: Theodore P. Lakey
Deputy City Attorney

BOARD OF SUPERVISORS

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cc

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
November 23, 1992	§	December 7, 1992
	§	
	§	
Ayes: Supervisors Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Achtenberg Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
	§	
Absent: Supervisors Achtenberg Britt Gonzalez	§	Absent: Supervisors Britt Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
46 92 22

DEC 21 1992
Date Approved

Mayor

FILE NO. 46-92-23 ORDINANCE NO. 359-92

RO #92079

CC

(Settlement of Litigation)

AUTHORIZED SETTLEMENT OF LITIGATION OF CITY AND COUNTY OF SAN FRANCISCO AGAINST ALBERT F. VELLA FOR $8,000.00 TO BE PAID TO THE GENERAL FUND.

BE IT ORDAINED by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle Superior Court Action No. 938-838, entitled "City and County of San Francisco v. Albert F. Vella, et al.", by the Payment by the defendants to the City and County of San Francisco of $8,000.00 to be paid to the General Fund.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

By
PATRICK MAHONEY
Chief Trial Deputy

RECOMMENDED:

POLICE DEPARTMENT

THOMAS MURPHY
Chief

APPROVED:

POLICE COMMISSION

Secretary

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
November 23, 1992	§	December 7, 1992
Ayes: Supervisors Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Achtenberg Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Achtenberg Britt Gonzalez	§	Absent: Supervisors Britt Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 46 92 23

DEC 21 1992
Date Approved

Mayor

BOARD OF SUPERVISORS

3667q

PAGE 1 OF 1

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FILE NO. 97-92-55 ORDINANCE NO. 360-92

(Credit Cards)

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 10.11-1 THERETO RELATING TO THE ACCEPTANCE OF CREDIT CARDS AT DEPARTMENT OF PUBLIC HEALTH FACILITIES.

Note: Additions are underlined; deletions are indicated by ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. The San Francisco Administrative Code is hereby amended by amending Section 10.11-1 thereto to read as follows:

SEC. 10.11-1. PAYMENT BY CREDIT CARD. The Department of Public Health ((Health Commission)) of the City and County is hereby authorized to accept credit cards for the payment of fees and other charges for services rendered by the Department at any of its facilities ((City and County at San Francisco General Hospital and Laguna Honda Hospital)). Credit card payments may be made by any appropriate means, including in person, by mail or over the telephone. ((Credit card payments shall be made in person, not by mail or telephone.)) Credit cards may not be used for payments of less than $10. If the Department of Public

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Health ((Health Commission of the City and County)) wishes to accept credit cards for the payment of fees and other charges under the provisions of this Section, it shall receive approval of the Treasurer and Controller prior to the establishment of any credit card payment system.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By Paula Jesson
Deputy City Attorney

APPROVED:

RAYMOND J. BAXTER, Ph.D.
Director of Public Health

APPROVED:

Health Commission

By Sandy Ouye Mori
SANDY OUYE MORI
Commission Secretary

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
November 23, 1992	December 7, 1992
Ayes: Supervisors Alioto Britt Conroy Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Achtenberg Gonzalez	Absent: Supervisors Britt Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
97-92-55

DEC 21 1992
Date Approved

Frank M. Jordan
Mayor

as amended in committee
11/17/92

FILE NO. 106-92-4 **ORIGINAL** ORDINANCE NO. 361-92

(Salaries and Benefits)

APPROVING THE PROVISION OF SALARY INCREASES, DENTAL BENEFITS AND TWO PAID FURLOUGH DAYS FOR FISCAL YEAR 1992-93 TO THE AIRPORT POLICE CHIEF AND THE AIRPORT DEPUTY POLICE CHIEF EFFECTIVE JULY 1, 1992 AND SUBJECT TO THE EXECUTION OF WAIVERS REGARDING THE 1991-92 WAGE FREEZE.

Be it ordained by the People of the City and County of San Francisco.

Section 1. The Board of Supervisors hereby approves the Mayor's proposal to provide an 11% salary increase, dental benefits and two paid furlough days for fiscal year 1992-93 to the Airport Police Chief and the Airport Deputy Police Chief. Provision of dental benefits and furlough days shall be contingent upon execution by each employee of a waiver regarding the 1991-92 wage freeze in the form prepared by the City Attorney. Said waivers must be received in the Mayor's Employee Relations Division no later than December 31, 1992 ~~November 17, 1992~~ or no paid dental or furlough benefits will be provided. In the event a court of competent jurisdiction determines that such waivers are ineffective as to any current or future litigation regarding the 1991-92 wage freeze, dental benefits and paid furlough days provided pursuant to this ordinance shall immediately cease.

kg
11/17

APPROVED AS TO FORM:

LOUISE H. RENNE
CITY ATTORNEY

Julie A. Clayton
DEPUTY CITY ATTORNEY

67971 10/9/92

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
November 23, 1992	December 7, 1992
Ayes: Supervisors Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Achtenberg Britt Gonzalez	Absent: Supervisors Britt Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
106 92 4

DEC 21 1992
Date Approved

Frank M. Jordan
Mayor

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FILE NO. 117-92-1 ORDINANCE NO. 362-92

[UNIFORM FIRE CODE -- AMENDMENTS]

REPEALING PART II, CHAPTER IV (FIRE CODE) OF THE SAN FRANCISCO MUNICIPAL CODE, ADOPTING BY REFERENCE THE UNIFORM FIRE CODE AND SAN FRANCISCO AMENDMENTS THERETO: PROVIDING FOR EFFECTIVE DATE.

NOTE: All provisions are new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter IV of the San Francisco Municipal Code (Fire Code) is hereby repealed in its entirety.

Section 2. A document, three copies of which are on file in the office of the Clerk of the Board of Supervisors of the City and County of San Francisco, being marked and designated as "Uniform Fire Code, 1991 Edition" and published by the Western Fire Chiefs Association and the International Conference of Building Officials, is adopted as the Fire Code for the City and County of San Francisco, and shall be codified as Part II, Chapter IV of the Municipal Code.

Section 3. The Uniform Fire Code, 1991 Edition adopted in Section 2 is amended by modifications, additions and exclusions as set forth in a document, three copies of which are are on file in the office of the Clerk of the Board of Supervisors, being marked

and designated as "City and County of San Francisco Amendments to the Uniform Fire Code, 1991 Edition, dated May 1, 1991.

Section 4. Nothing contained in this or the preceding sections shall be construed as abating any action now pending under or by virtue of any ordinance of the City herein repealed unless the subject building or other structure is in conformance with this code; or as discontinuing, abating, modifying or altering any penalties accruing, or to accrue, or as waiving any right of the City under any ordinance regulating fire safety and fire hazards in force at the time of passage of this ordinance.

11/17/92
jlb

Section 5. This ordinance shall become effective 1/15/93 .

Section 6. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance or any part thereof is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this ordinance or any part thereof. The Board of Supervisors hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional.

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Section 7. By adopting local fire regulations, the City and County of San Francisco is assuming an undertaking only to promote the general welfare. It is not assuming, nor is it imposing on its officers and employees, an obligation for breach of which it is liable in money damages to any person who claims that such breach approximately caused injury.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: _____
Deputy City Attorney

1002g
(6671P/03/02/90)

07/10/92

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
November 23, 1992	December 7, 1992
Ayes: Supervisors Alioto Britt Conroy Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Achtenberg Alioto Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisors Achtenberg Gonzalez	Absent: Supervisors Britt Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
117 92-1

DEC 21 1992
Date Approved

_____
Mayor

AS AMENDED IN COMMITTEE - 12/9/92

FILE NO. 101-92-10.1

ORDINANCE NO. 363-92

RO# 92098 SA# 28

GJ 12/9

(GOVERNMENT FUNDING)

APPROPRIATING $86,213,304 FOR CAPITAL IMPROVEMENT PROJECT, (PUBLIC LIBRARY MAIN AND BRANCHES) 1988 LIBRARY IMPROVEMENT BOND PROGRAM FOR FISCAL YEAR 1992-93; PLACING $6,172,083 ON RESERVE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1992-93 as follows:

Department And Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
05-611	1988 Library Improvement Bond Fund		
55-5500 (052795)	Proceeds - Sale of Bonds	86,213,304	
41-00-00	Public Library		
Project 001-01	Library/DPW Management Serv.		
20-2030 (615351)	Capital Improvement Project		4,388,787
Project 100-01	New Main Library		
20-2030	Capital Improvement Project		81,052,500
Project 200-01	Gen. Archit. Services - Branches		
20-2030	Capital Improvement Project		772,017
	TOTAL	86,213,304	86,213,304

Approved As To Form:
Louise H. Renne, City Attorney

By: Theodore R. Lakey
Deputy City Attorney

Funds Available:
John W. Madden
Controller

Library ord

GJ 12/9

Section 2. Funds in the amount of $6,172,083 from Library Improvement Bond Funds are hereby placed on reserve until released by the Finance Committee as follows:

DPW Construction and Project Management	$3,554,659
Library Project Management	251,700
Collection Relocation	500,000
Specialized Inspection Consultant	455,880
DPW Inspection Costs	107,827
DPW Infrastructure Repair	530,000
DPW Architecture and Engineering Services	772,017
Branch Libraries	
TOTAL RESEVED FUNDS	$6,172,083

These funds are placed on reserve pending the determination of specific staffing requirements and the annual salary standardization increases for FY 1993-94 and FY 1994-95 or, in the case of funds reserved for Collection Relocation and the Specialized Inspection Consultant, pending the selection of a consultant, the determination of the MBE/WBE status of the consultant, and finalized cost details.

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
December 14, 1992	§	December 21, 1992
Ayes: Supervisors Achtenberg Alioto Britt Conroy Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Alioto Britt Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisor Gonzalez	§	Absent: Supervisors Achtenberg Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
101-92-10.1

DEC 21 1992
Date Approved

Mayor

FILE NO. 101-92-10.2 ORDINANCE NO. 364-92

RO# 92106 SA# 22

(GOVERNMENT FUNDING)

APPROPRIATING $3,200,241 FOR CAPITAL IMPROVEMENT PROJECT, (PUBLIC LIBRARY MAIN AND BRANCHES) 1988 LIBRARY IMPROVEMENT BOND PROGRAM FOR FISCAL YEAR 1992-93.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1992-93 as follows:

Department And Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
05-611	1988 Library Improvement Bond Fund		
Project 903-00			
54-5401 (056143)	Interest Earned - Pooled	2,110,290	
41-00-00	Public Library		
Project 100-01	New Main Library		
20-2030	Capital Improvement Project		1,000,000
Project 001-01	Library/DPW Management Serv.		
20-2030 (615351)	Capital Improvement Project		1,110,290
05-614	1988 Library Improvement Bond Fund		
54-5401 (054270)	Interest Earned - Pooled	1,089,951	
41-00-00	Public Library		
Project 001-01	Library/DPW Management Serv.		
20-2030 (615377)	Capital Improvement Project		1,089,951
	TOTAL	3,200,241	3,200,241

Approved As To Form:
Louise H. Renne, City Attorney

By: Theodore R. Lakey
Deputy City Attorney

Funds Available:
John W. Madden
Controller

Libbond.ord

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
December 14, 1992	§	December 21, 1992
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Britt Conroy Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Alioto Britt Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
	§	
Absent: Supervisor Gonzalez	§	Absent: Supervisors Achtenberg Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
101-92-10.1

DEC 21 1992
Date Approved

Frank M. Jordan
Mayor

Amendment of the whole
12/14/92

FILE NO. 65-92-15

ORDINANCE NO. 365-92

[APPROVING GIANTS CANDLESTICK PARK LEASE AMENDMENT]

APPROVING A LEASE AMENDMENT ENTERED INTO BY THE RECREATION AND PARK COMMISSION AND THE SAN FRANCISCO GIANTS, WHICH REDUCES THE CITY'S REVENUE FROM THE AGREEMENT BY APPROXIMATELY $925,000 PER YEAR (AMOUNT WILL VARY WITH ATTENDANCE) THROUGH THE YEAR 1997, AND ASSIGNS THE RIGHT TO FURTHER REVENUES IN THE AMOUNT OF APPROXIMATELY $440,000 PER YEAR FROM THE AGREEMENT TO FURNISH SCOREBOARD TO THE GIANTS DURING THE TERM OF THE LEASE. THE CITY FURTHER ASSUMES THE OBLIGATIONS FOR UTILITIES AND MAINTENANCE OF THE PLAYING FIELD AT A COST OF APPROXIMATELY $250,000 PER SEASON; AND ADDING PROVISION REQUIRING THE SAN FRANCISCO GIANTS TO PROVIDE COMPLIMENTARY TICKETS AND SPECIFYING EFFECTIVE DATE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. That the certain Fourth Amendment To Stadium Lease between the Recreation and Park Commission, for and on behalf of the City and County of San Francisco, and the San Francisco Giants, for the lease of Candlestick Park for a period of five years, a copy of which amendment is on file in the Office of the Clerk of the Board of Supervisors and to which reference is hereby made, is hereby approved, subject to the addition of the text of the amendments appearing in the form as specified in Exhibit B which is attached to this ordinance and incorporated herein as though fully set forth.

Section 2. Notwithstanding when and if the Recreation and Park

Commission votes to approve the Fourth Amendment to the Stadium Lease, with the amendment proposed and approved by this Board in this ordinance, it is the intent of the Board of Supervisors that this ordinance take effect 30 days after it is signed by the Mayor, consistent with Charter section 2.304.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By Theodore R Lakey
Deputy City Attorney

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3. Paragraph 9 of the Lease, including all subparagraphs, is deleted in its entirety and replaced with the following new Paragraph 9:

9. Rent: (a) The Tenant shall pay as rental to the Landlord for each year hereunder the sum of one dollar ($1.00). Rent shall be paid in advance on February 1 of each year.

(b) It is agreed that each calendar year the Giants shall make available to charitable organizations, religious organizations, youth programs, senior citizen programs, educational institutions, and, subject to mutual agreement by the Giants and the Mayor of the City, other organizations and individuals, complimentary tickets whose face value in the aggregate equals or exceeds $3,100,000 (Three Million One Hundred Thousand Dollars). The Mayor shall recommend to the Giants organizations and entities that shall be eligible to receive these tickets. The Giants shall select those organizations and entities that shall receive the tickets from among the lists presented by the Mayor and from other organizations and entities that apply for the tickets. The Giants shall give to the Mayor of the City a monthly report that details the distribution of the tickets through the end of the preceding month. The tickets shall be reserved seats located in upper reserved stands. The Giants, in consultation with the Mayor, shall develop a distribution plan for these tickets. The plan shall include provisions for publicizing the availability of the tickets and how to apply for them. The Giants will prepare an application form for the tickets that will be available no later than April 1 of each year. The Giants shall notify recipients reasonably in advance of a game of the tickets that will be available to that recipient. The Giants may require recipients of unused tickets either to return the tickets to the Giants or to destroy them. The tickets will be printed with a face value amount, but if marked by the Giants as complimentary tickets for use in satisfaction of the Giants' obligations under this paragraph, the tickets will be deemed to be of no value for purposes of calculating the Giants' obligations, if any, to pay rent or taxes to the City.

(c) It is also agreed that each calendar year the Giants will give the Commission 7,000 complimentary tickets to be used by children, youth and seniors who are involved in Department programs. Such complimentary tickets provided to the Commission will be in the upper reserved sections. The games and locations of these 7,000 tickets will be mutually agreed between the General Manager and Giants. In

addition, it is further agreed that a reasonable number of complimentary tickets, not to exceed twenty-four tickets per game, will be provided to the City on request.

5. Paragraph 14 of the Lease is deleted in its entirety and replaced with the following:

14. Utilities Services: The Tenant shall pay for all utilities furnished to the Stadium for use by the Tenant, except that Tenant shall not be required to pay to or for the account of Landlord the cost of the following utility services: natural gas, electricity, sewer and water. The replacement of all playing field light bulbs shall be made by the Landlord without charge to the Tenant. The Landlord at its expense shall replace all or such part of the playing field light standards as may be or become necessary for the proper lighting of the playing field and the Stadium, but if new and different light standards, other than such replacement standards, should be desired by the Tenant, the same may be installed by the Tenant at its expense upon receipt of the prior written consent of the Commission. The Tenant shall be responsible to pay to the City the City's actual cost of providing that number of uniformed City police officers as are requested by the Giants and approved by the City for patrolling in the Stadium, up to and including the Stadium admission gates, to maintain law and order during and immediately prior and subsequent to each exhibition of a baseball game by Tenant. Those uniformed police officers shall be admitted by Tenant without charge. Landlord shall provide police services at its expense to maintain law and order and to provide for traffic control within the demised premises outside of the Stadium and in the area around and about the demised premises.

__. A new paragraph __ is added to the Stadium Lease as follows:

__. Non-Discrimination. The Giants shall not, in the operation and use of the Premises, discriminate against any person or group of persons solely because of race, color, creed, national origin, ancestry, age, sex, sexual orientation, disability or acquired immune deficiency syndrome (AIDS) or AIDS related condition (ARC). The provisions of Chapters 12B and 12C of the San Francisco Administrative Code, relating to nondiscrimination by tenants of the City and County of San Francisco, are incorporated herein by reference and made a part hereof as though fully set forth herein. The Giants agree to comply with all of the provisions of those Chapters 12B and 12C that apply to tenants of the City and County of San Francisco.

__. A new paragraph __ is added to the Stadium Lease as follows:

__. Minority and Women Business Contracting. The Giants shall use good faith efforts to award contracts for the provision of goods or services to the Giants to business enterprises owned by minorities or women, particularly those enterprises certified as "disadvantaged" by the San Francisco Human Rights Commission. The Giants shall consult with the Director of the Human Rights Commission to develop a plan for implementing the requirements of this Paragraph __ and shall provide the Director of the Human Rights Commission annual reports on the Giants efforts to award contracts to such business enterprises.

__. A new paragraph __ is added to the Stadium Lease as follows:

__. Local Hiring Opportunities. The Giants shall use good faith efforts to hire San Francisco residents as employees in all positions other than baseball player and team management positions as well as use good faith efforts to have entities that provide the Giants goods or services under contract to the Giants to agree in those contracts to use similar good faith efforts to hire San Francisco residents in the performance of those contracts.

. A new paragraph __ is added to the Stadium Lease as follows:

__. Domestic Partner Health Benefits. The Giants agree that commencing on or before April 1, 1993 and continuing through the term of this Stadium Lease, Domestic Partners of Giants employees shall be entitled to receive health benefits on the same terms and conditions as provided to other spouses of Giants employees, provided that if, after using good faith efforts, the Giants are unable to obtain agreement by one or more providers of health services to Giants' employees to so extend health coverage to Domestic Partners, the Giants shall not be deemed in breach of this covenant of this Stadium Lease as long as the Giants provide Domestic Partners of their employees the option for membership in one or more health plans on the same terms and conditions as provided to other spouses of Giants employees. The Giants shall use good faith efforts to have entities that provide the Giants goods or services under contract to the Giants agree in those contracts that the contractor will provide Domestic Partners of its employees health benefits on the same terms and conditions as provided to other spouses of its employees. As used in this paragraph __, two persons shall be deemed "Domestic Partners" if the following conditions are met: (1) both persons share the same principal place of residence; (2) both persons share the same basic living expenses, are financially interdependent and are jointly responsible for each other's common welfare; (3) the persons are not related to each other in a way that would bar marriage in California; (4) the persons consider each other as life partners; and (5) neither person has had a different Domestic Partner in the six months preceding the date in which they first apply for eligibility for health benefits under a plan made available in satisfaction of the requirements of this paragraph __.

_____ A new paragraph _____ is added to the Stadium Lease that reads as follows:

If attendance at Giants games at Candlestick Park totals 12.5 million or more over the 5 years of the lease term, the Giants shall, at the end of the 5th year, pay to the City rent equal to 25% of the ticket revenue, calculated on the average ticket price of the cumulative ticket sales, on all tickets in excess of 12.5 million sold during the five year period, to the extent that the Giants have a cumulative positive net cash flow during such period, up to the amount of concessions provided to the Giants by the City under the Fourth Amendment to Stadium Lease and the related contractual amendments approved by the City concurrently with that Fourth Amendment. Cumulative net cash flow means the gross cash revenues received by the Giants during the five year period less that cash expenditures (operating expenses, interest and principal payments on loans, and other capital payments or expenditures) during said five year period. The Giants and the the City shall use their best efforts to develop the methodology for calculating the extent of the concessions granted by the City. If the Stadium Lease terminates prior to December 31, 1997, the 12.5 million attendance benchmark will be pro rated over the number of baseball seasons that the Giants exhibited baseball games at the Stadium. The Giants' cumulative net cash flow shall be determined by certification by an independent auditor appointed by the Giants and reasonably acceptable to the City.

__. A new paragraph __ is added to the Stadium Lease as follows:

__. Community Participation. The Giants recognize the importance of fostering good relations with the community and improving employment opportunities for San Franciscans, especially those who live in disadvantaged communities. Accordingly, the Giants agree to the following:

a. The Giants agree to use good faith efforts to provide employment information and opportunities to economically disadvantaged youths residing in the City and County of San Francisco, and particularly in the Bayview - Hunters Point, Western Addition, Mission and other economically disadvantaged communities. To that end Giants agree that they will meet with executives of Harry M. Stevens in an attempt to work out a plan whereby the Giants and Harry M. Stevens will work together to provide the employment opportunities referred to in this paragraph.

b. The Giants agree to participate in and contribute financially to an employer partnership with the proposed Pilot Year Round Disadvantaged High Risk Youth Employment Program to develop meaningful employment opportunities both in and around the Giants and the Stadium and throughout the City.

c. The Giants recognize the importance of identifying and developing young, academic and executive talent among the economically disadvantaged youth of our community. Giants agree to create, possibly through the Giants' already existing Giants Fund, a minority student internship program. The goal of this program would be to develop a pool of economically disadvantaged youth interested in and committed to learning the ways in which a professional baseball franchise and business operates.

d. The Giants agree to set-aside not more than 250 seats on at least four occasions per year dedicated for fund-raising purposes to non-profit community programs in the City and County of San Francisco. The games selected and the seats set-aside shall be chosen by the San Francisco Giants Community Advisory Committee in conjunction with the Giants. The Giants will administer this program in conjunction with the San Francisco Giants Community Advisory Committee and will exercise reasonable efforts to promote and advertise this program.

e. The Giants agree to form a Community Advisory Committee consisting of thirteen members, representing each of the nine Bay Area counties, and including four additional members selected from a list of nominees forwarded to the Giants by the San Francisco Board of Supervisors. Said Committee will include, but not be limited to, residents representing the diverse neighborhoods and ethnic groups in the City and County of San Francisco. It shall be the function of this Committee to advise the Giants of their implementation of their obligations under this agreement and to further advise the Giants on steps they may take to enhance the quality of life of all citizens of the City and County of San Francisco with particular emphasis upon disadvantaged minority youth.

f. The Giants shall, at the end of each calendar year, issue a report to the Board of Supervisors specifying how they have complied with each of the lease obligations detailed in sections one through five above.

4238g

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
December 14, 1992	§	December 21, 1992
Ayes: Supervisors Achtenberg Alioto Britt Conroy Gonzalez Hsieh Maher Kennedy Migden Shelley	§	Ayes: Supervisors Alioto Britt Conroy Gonzalez Hsieh Kennedy Maher Migden Shelley
Noes: Supervisor Hallinan	§	Noes: Supervisor Hallinan
	§	Absent: Supervisor Achtenberg

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 65-92-15

DEC 22 1992
Date Approved

Frank M. Jordan
Mayor

FILE NO. 45-92-69

ORDINANCE NO. 366-92

RO #92090

CC

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF GAUDIYA VAISHNAVA SOCIETY, et al. V. CITY AND COUNTY OF SAN FRANCISCO, ET AL. for $29,500.

Be it ordained by the People of the City and County of San Francisco:

Section I. The City Attorney is hereby authorized to settle the action entitled "GAUDIYA VAISHNAVA SOCIETY, et al. V. CITY AND COUNTY OF SAN FRANCISCO, ET AL." United States District Court No. C88-1905 FMS, by the payment of $29,500.

APPROVED AS TO FORM
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK MAHONEY
Chief Trial Deputy

RECOMMENDED:

San Francisco Police Department

THOMAS F. MURPHY
Chief of Police

APPROVED:

SAN FRANCISCO POLICE COMMISSION

Lt. Manuel Barretta
Secretary

FUNDS AVAILABLE:

01 001 97 09 38
309781 1450
$29,500.00

NOV 10 1992

EDWARD M. HARRINGTON
Controller

0080g/14

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 14, 1992	December 21, 1992
Ayes: Supervisors Achtenberg Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Alioto Britt Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
	Absent: Supervisors Achtenberg Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
45-92-69

DEC 23 1992
Date Approved

Frank M. Jordan
Mayor

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FILE NO. 52-92-6 ORDINANCE NO. 367-92

(Underground District)

CREATING UNDERGROUND DISTRICT NO. 318 IN DOLORES HEIGHTS DISTRICT.

NOTE: This entire Section is new.

Be it ordained by the people of the City and County of San Francisco:

Section 1. In accordance with the provisions of Section 901, et seq. of Article 18, Chapter X, Part II of the San Francisco Municipal Code (Public Works Code), the Board of Supervisors does hereby create the following underground district:

Underground District No. 318

(Dolores Heights District)

Stage one. Church Street, west side, from the southerly line of Eighteenth Street to the north side of Twentieth Street, Church Street, both sides, from the northerly line of Twentieth Street to the north side of Twenty-Second Street, Cumberland Street from the easterly line of Sanchez Street to Church Street, Sanchez Street from the northerly line of Twentieth Street to the south side of Twenty-First Street, Twentieth Street from the easterly line of Noe Street to the east side of Church Street, Liberty Street from the easterly line of Noe Street to the east side of Church Street, Twenty-First Street from the west side of Sanchez Street to Church Street, Rayburn Street from the northerly line of Twenty-First Street to Liberty Street, Dorland Street from the easterly line of

Dolores Street to the west side of Guerrero Street and Dolores Terrace from end to end.

Section 2. The undergrounding of facilities within this underground district is in the general public interest in that said action will eliminate a heavy concentration of overhead wires in a scenic area and was requested by public petition of the majority of property owners in the area.

Section 3. All work in connection with the undergrounding of facilities lying within this underground district and subject to the laws with reference to underground districts is to be completed in accordance with the Department of Public Works' program; provided, however, that said work shall be commenced at such time or according to such priority as the Department of Public Works has established.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By:
JULIA TEN EYCK
Deputy City Attorney

DESCRIPTION APPROVED:

Deputy Director
Public Services

RECOMMENDED:

Director of Public Works

Chief Administrative Officer

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
December 7, 1992	§	December 14, 1992
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Achtenberg Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
	§	
	§	
Absent: Supervisor Britt	§	

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

DEC 23 1992

Clerk

File No.
52-92-6

Date Approved

Mayor

FILE NO. 90-92-1 ORDINANCE NO. 368-92

(Landmarks)

DESIGNATING THE GOLDEN GATE COMMANDERY OF THE KNIGHTS TEMPLAR (MACEDONIA MISSIONARY BAPTIST CHURCH) AS A LANDMARK PURSUANT TO ARTICLE 10 OF THE CITY PLANNING CODE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Board of Supervisors hereby finds that the Golden Gate Commandery of the Knights Templar (Macedonia Missionary Baptist Church), Lot 6 within Assessor's Block 682, has a special character and special historical, architectural and aesthetic interest and value, and that its designation as a Landmark will further the purposes of, and conform to the standards set forth in Article 10 of the City Planning Code.

(a) Designation: Pursuant to Section 1004 of the City Planning Code, Chapter II, Part II of the San Francisco Municipal Code, the Golden Gate Commandery of the Knights Templar (Macedonia Missionary Baptist Church) is hereby designated as Landmark No. 202, this designation having been fully approved by Resolution No. 13419 of the City Planning Commission, which Resolution is on file with the Clerk of the Board of Supervisors under File No. 90-92-1 and is incorporated herein and made a part of hereof as though fully set forth.

(b) Required Data: The description of the location and boundaries of the Landmark site, of the characteristics of the Landmark which justify its designation, and of the particular features that should be preserved are included in the said Resolution, and incorporated in this designating ordinance as though fully set forth.

APPROVED AS TO FORM:
LOUISE H. RENNE
CITY ATTORNEY

By _____
Deputy City Attorney

RECOMMENDED:
CITY PLANNING COMMISSION

By _____
Lu Blazej
Director of Planning

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Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 14, 1992	December 21, 1992
Ayes: Supervisors Achtenberg Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Alioto Britt Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
	Absent: Supervisors Achtenberg Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
90-92-1

DEC 23 1992
Date Approved

Frank M. Jordan
Mayor

FILE NO. 97-92-61 ORDINANCE NO. 369-92

(FEE SURCHARGE)

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING CHAPTER 10F TO ESTABLISH A SURCHARGE ON PLAN, PERMIT, ENVIRONMENTAL REVIEW, AND RELATED FEES TO RECOVER COSTS FOR ACQUIRING OFFICE SPACE AT 1660 MISSION STREET.

Note: Entire chapter is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The San Francisco Administrative Code is hereby amended by adding Chapter 10F to to read as follows:

CHAPTER 10F

1660 MISSION STREET SURCHARGE

SEC. 10F.1. FEE SURCHARGE. At the time a fee is collected, a surcharge not to exceed: (1) 3% for the period commencing July 1, 1993 through June 30, 1995, (2) 4.5% for the period commencing July 1, 1995 through June 30, 2000, and (3) 6.5% for the period commencing July 1, 2000 through June 30, 2005, shall be charged and collected for the following categories of fees:

(a) San Francisco Fire Code section 4.208 (Plan Review Fees).

(b) San Francisco Building Code section 330.1, excepting Strong Motion Instrumentation Fee; sections 330.2-330.4; 331; 332; 332.1-332.3; 332.5; 333.1-333.3.

(c) San Francisco Public Works Code sections 708.2; 716; 724.1; 724.8; and 725.3.

(e) San Francisco Planning Code sections 351-366, 369 and 371 of Article 3.5A or San Francisco Planning Code sections 351-364 of Article 3.5, whichever is in effect.

(f) San Francisco Administrative Code sections 8.28; 31.47; and sections 31.46A(a)(1)-(11) and 31.46A(f), or 31.46(a)(1)-(9), whichever is in effect.

SEC. 10F.2. ANNUAL SETTING OF SURCHARGE RATE. By June 1, 1993 and before June 1 of each year thereafter, the Chief Administrative Officer shall set the surcharge rate to be charged for the year, commencing the following July 1.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By _____
Deputy City Attorney

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
December 7, 1992	§	December 14, 1992
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Conroy Hallinan Hsieh Kennedy Maher Shelley	§	Ayes: Supervisors Achtenberg Alioto Britt Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
	§	
Absent: Supervisors Britt Gonzalez Migden	§	Absent: Supervisor Gonzalez
	§	

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
97-92-61

DEC 23 1992
Date Approved

Frank M. Jordan
Mayor

FILE NO. 97-92-64 ORDINANCE NO. 370-92

(City Planning Department Membership)

AMENDING CHAPTER 16, ARTICLE I, OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 16.6-13 TO PROVIDE FOR CITY PLANNING COMMISSION MEMBERSHIP IN THE ASSOCIATION FOR COMMUTER TRANSPORTATION.

Note: Additions are underlined, deletions are indicated by ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 16, Article I, of the San Francisco Administrative Code is hereby amended by amending Section 16.6-13 to read as follows:

SEC. 16.6-13. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS--CITY PLANNING COMMISSION; DEPARTMENT OF CITY PLANNING.

Association for Commuter Transportation.

American Society of Planning Officials.

American Planning and Civic Association.

American Institute of Planners.

California County Planning Commissioners Association.

League of California Cities.

///

///

National Association of Housing and Redevelopment Officials.

Tri-County Planning Council.

Urban Land Institute.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Judith A. Boyajian
Deputy City Attorney

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
December 14, 1992	§	December 21, 1992
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Alioto Britt Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
	§	
Absent: Supervisor Britt	§	Absent: Supervisors Achtenberg Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
97-92-64

DEC 23 1992
Date Approved

Frank M. Jordan
Mayor

As amended 12/7/92

FILE NO. 101-92-11

ORDINANCE NO. 371-92

RO# 92099 SA# 26

(GOVERNMENT FUNDING)

APPROPRIATING $2,400,000,000 FOR CAPITAL IMPROVEMENT PROJECT, SAN FRANCISCO INTERNATIONAL AIRPORT FOR FISCAL YEAR 1992-93. PLACING $1,554,200,000 ON RESERVE.

12/7/92 jcl

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1992-93 as follows:

Department And Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
30-900	1992 Airport Improvement Bonds		
55-5500 (057539)	Proceeds - Sale of Bonds	$2,400,000,000	
27-00-00	Airport		
Project 001-01	Construction - Unallocated		
20-2030 (574111)	Capital Improvement Project		$1,802,000,000
Project 025-01	Interest During Construction		
20-2030 (574111)	Capital Improvement Project		336,000,000
Project 050-01	Bond Reserve Fund		
20-2030 (574111)	Capital Improvement Project		206,000,000
Project 075-01	Professional & Special Services		
20-2030 (574111)	Capital Improvement Project		56,000,000
		$2,400,000,000	$2,400,000,000

12/7/92 jcl

Section 2. Funds in the amount of $1,554,200,000 for construction contracts are placed on reserve, to be released by the Finance Committee.

Approved As To Form:
Louise H. Renne, City Attorney

By: Theodore R. Lakey
Deputy City Attorney

Funds Available:

Edward Harrington
Controller

airport bond
BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 7, 1992	December 14, 1992
Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Achtenberg Alioto Britt Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisor Britt	Absent: Supervisor Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 101 92 11

DEC 23 1992
Date Approved

Frank M. Jordan
Mayor

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AS AMENDED IN COMMITTEE - 12/2/92

CC

FILE NO. 101-92-12
(Government Funding)

ORDINANCE NO. 372-92
RO# 92-101 SA#29

GJ 12/2 APPROPRIATING ~~$335,134~~ $304,667 FOR PROFESSIONAL AND OTHER CONTRACTUAL SERVICES, SERVICES OF OTHER DEPARTMENTS, SUPERIOR COURT, FOR FISCAL YEAR 1992-93; PLACING $214,267 ON RESERVE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1992-93 as follows:

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
02-010	Courthouse Construction Fund		
10-00-00	Superior Court		
G.L. 301 (045690)	Unappropriated Balance of Funds	~~$335,134~~ 304,667	
Project 008-01	Courthouse Counstruction Project		
10-1000	Professional Services		$ 50,000
10-1090	Other Contractual Services		~~196,134~~ 164,667
30-3030	Services of Real Estate Department		40,000
30-3350	Services of Public Health Dept. (Toxics)		8,000
30-3890	Services of City Planning Department		42,000
20-2030 (316117)	Capital Improvement Project		
	Total	~~$335,134~~ $304,667	~~$335,134~~ $304,667

Section 2. Funds in the amount of $214,267 for contractual services are hereby placed on reserve, pending the selection of contractors and the determination of their professional hours, hourly billing rates and MBE/WBE status, to be released by the Finance Committee.

Approved As To Form:
Louise H. Renne, City Attorney

By: Theodore R. Sakey
Deputy City Attorney

Funds Available:

John W. Madden
Controller

supct supp

Board of Supervisors, San Francisco

Passed for Second Reading
December 7, 1992

Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley

Absent: Supervisor Britt

Finally Passed
December 14, 1992

Ayes: Supervisors Achtenberg Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 101-92-12

DEC 23 1992
Date Approved

Mayor

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FILE NO. 101-92-13
(Government Funding)

ORDINANCE NO. 373-92
RO# 92-103 SA# 23

APPROPRIATING $12,020,375 FOR VARIOUS CAPITAL IMPROVEMENT PROJECTS, RESCINDING 4,700,000, SAN FRANCISCO WATER DEPARTMENT FOR FISCAL YEAR 1992-93.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1992-93 as follows:

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
32-001	Water Department Operating		
47-00-00	Water Department		
G.L. 301 (024918)	Unappropriated Balance of Funds	$7,320,375	
G.L. 442	Expenditure Appropriations		
Project 828-01	Hetch Hetchy Filtration Project		
20-2030 (747667)	Capital Improvement Project	3,700,000	
14-1420 (333016)	Purchase of Water	1,000,000	
Project 602-01	New Water Service		
20-2030 (681064)	Capital Improvement Project		$ 3,288,705
Project 710-01	Millbrae Headquarters		
20-2030 (686121)	Capital Improvement Project		2,446,007
Project 759-01	Baden Pipeline		
20-2030 (688341)	Capital Improvement Project		1,055,497
Project 788-01	Noe Valley - Sunset Main		
20-2030 (694760)	Capital Improvement Project		3,387,945
Project 800-01	Groundwater Diesel		
20-2030 (694885)	Capital Improvement Project		1,083,457

Project 805-01	Sunol Water Treatment		
20-2030 (742817)	Capital Improvement Project		758,764
Total		$12,020,375	$ 12,020,375

Approved As To Form:
Louise H. Renne, City Attorney

By: Theodore P. Sakey
Deputy City Attorney

Funds Available:

John W. Madden
Controller

water sup

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CC

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 7, 1992	December 14, 1992
Ayes: Supervisors Achtenberg Alioto Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Achtenberg Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
Absent: Supervisor Britt	

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
101-92-13

DEC 23 1992
Date Approved

Frank M. Jordan
Mayor

FILE NO. 101-92-14 ORDINANCE NO. 374-92

(Government Funding) RO# 92-102 SA# 24

APPROPRIATING $10,716,761 FOR VARIOUS CAPITAL IMPROVEMENT PROJECTS, HETCH HETCHY WATER AND POWER FOR FISCAL YEAR 1992-93.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1992-93 as follows:

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
33-001	Hetch Hetchy Water & Power		
G.L.301 (025015)	Unappropriated Fund Balance	$8,216,761	
9251 (0044537)	Estimated Revenues	2,500,000	
32-00-00	Hetch Hetchy		
Project 377-01	Replace Repair Paint Trolley Poles		
20-2030 (747725)	Capital Improvement Project		$ 740,512
Project 660-01	Tunnels/Pipelines-Moccasin to Alameda		
20-2030 (747352)	Capital Improvement Project		171,728
Project 695-01	Eleanor Dam Repair		
20-2030 (747378)	Capital Improvement Project		482,251
Project 762-01	San Joaquin Pipeline		
20-2030 (747204)	Capital Improvement Project		164,656
Project 785-01	Moccasin Sewage Facility Expansion		
20-2030 (745638)	Capital Improvement Project		620,774
Project 793-01	Septic System Rehab		
20-2030 (696633)	Capital Improvement Project		695,329

Project 803-01	Street Lighting Facility		
20-2030 (728022)	Capital Improvement Project		419,322
Project 804-01	Hetchy Road Maintenance & Rebuilding		
20-2030 (696716)	Capital Improvement Project		1,155,760
Project 806-01	Muni Facility Electric Efficiency		
20-2030 (747428)	Capital Improvement Project		748,806
Project 816-01	Electronics Governor System		
20-2030 (715060)	Capital Improvement Project		557,578
Project 831-01	Moccasin Penstock Saddle Replacement		
20-2030 (748889)	Capital Improvement Project		717,598
Project 832-01	San Joaquin Pipeline Crossing		
20-2030 (721241)	Capital Improvement Project		1,572,705
Project 833-01	Holm Powerhouse Drainage Control System		
20-2030 (724591)	Capital Improvement Project		505,119
Project 838-01	Early Intake Dam: Reconstuct Gates		
20-2030 (721308)	Capital Improvement Project		340,907
Project 844-01	Early Intake (Eleanor) Dam Repairs		
20-2030 (728568)	Capital Improvement Project		423,716
Project 873-01	Priest Outlet and Intake		
20-2030 (745182)	Capital Improvement Project		1,400,000
	Total	$10,716,761	$10,716,761

Approved As To Form:
Louise H. Renne, City Attorney

By: Theodore R. Lakey
Deputy City Attorney

Funds Available:

Controller

helchy.sup

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
December 7, 1992	§	December 14, 1992
	§	
	§	
Ayes: Supervisors Achtenberg Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Achtenberg Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
	§	
Absent: Supervisors Alioto Britt	§	

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
101-92-14

DEC 23 1992
Date Approved

Mayor

FILE NO. 118-92-8 ORDINANCE NO. 375-92

(Medical Waste Generator Registration, Permitting, Inspection, Fees)

AMENDING PART II, CHAPTER V (HEALTH CODE) OF THE SAN FRANCISCO MUNICIPAL CODE BY ADDING ARTICLE 25 THERETO TO PROVIDE FOR A PROGRAM FOR ENFORCEMENT OF THE CALIFORNIA MEDICAL WASTE MANAGEMENT ACT AND FOR REGISTRATION, PERMITTING, INSPECTIONS AND ADMINISTRATIVE FEES FOR MEDICAL WASTE GENERATORS, TREATMENT, AND STORAGE FACILITIES.

Note: Entire Article is new.

Be it ordained by the People of the City and County of San Francisco:

Section I, Part II, Chapter V (Health Code) of the San Francisco Municipal Code is hereby amended by adding Article 25 thereto as follows:

ARTICLE 25

MEDICAL WASTE GENERATOR REGISTRATION, PERMITTING, INSPECTIONS AND FEES

SEC. 1501 FINDINGS AND INTENT.
SEC. 1502 DEFINITIONS.
SEC. 1503 AUTHORITY TO ADOPT RULES AND REGULATIONS.
SEC. 1504 REGISTRATION REQUIREMENTS FOR SMALL QUANTITY GENERATORS.
SEC. 1505 REQUIREMENTS FOR NONREGISTRANT SMALL QUANTITY GENERATORS.
SEC. 1506 MEDICAL WASTE HAULERS.
SEC. 1507 PERMIT REQUIREMENTS FOR COMMON STORAGE FACILITIES.
SEC. 1508 REGISTRATION REQUIREMENTS FOR LARGE QUANTITY GENERATORS.
SEC. 1509 PERMIT REQUIREMENTS FOR ONSITE MEDICAL WASTE TREATMENT FACILITIES.
SEC. 1510 CONTAINMENT AND STORAGE REQUIREMENTS.
SEC. 1511 TREATMENT REQUIREMENTS.
SEC. 1512 ENFORCEMENT.
SEC. 1513 INSPECTION AND INVESTIGATION FEES.
SEC. 1514 SEVERABILITY.

SEC. 1501 FINDINGS AND INTENT.

a. The California Medical Waste Management Act, California Health and Safety Code, Division 20, Chapter 6.1, authorizes the California State Department of Health Services and local public health departments to register, permit, inspect and collect fees from facilities that generate medical waste to determine whether those facilities store, treat and dispose of those wastes in a manner that complies with the medical waste requirements of state law.

b. The Board of Supervisors finds that public health and the environment in the City and County of San Francisco will be significantly enhanced by authorizing the Director of Public Health to implement and enforce a medical waste management program as set forth in Section 25034.3 of the California Health & Safety Code.

c. It is the intent of the Board of Supervisors that, when necessary for the protection of public health, and as authorized under Section 25018 of the Health & Safety Code, the medical waste management program of the City and County of San Francisco shall be more stringent than state law whenever required by this ordinance or by the Director.

SEC. 1502 DEFINITIONS. The following definitions are applicable to this Article 25.

(a) "Act".....page
(b) "Biohazard bag".....
(c) "Biohazardous waste".....
(d) "Common storage facility".....
(e) "Common storage facility permit".....
(f) "Container ".....

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(g) "Department "
(h) "Director "
(i) "Hazardous waste hauler "
(j) "Highly communicable disease"
(k) "Household waste"
(l). "Infectious agent"
(m). "Large quantity generator"
(n). "Medical waste"
(o). "Medical waste generator"
(p). "Medical waste management plan"
(q). "Medical waste permit"
(r). "Medical waste registration"
(s). "Medical waste treatment facility"
(t). "Mixed waste"
(u). "Offsite"
(v). "Onsite"
(w). "Person"
(x). "Sharps container"
(y). "Sharps waste"
(z). "Small quantity generator"
(aa). "Storage"
(bb). "Tracking document"
(cc). "Transfer station"
(dd). "Treatment"

(a). "Act" means the Medical Waste Management Act, Chapter 6.1, Division 20, California Health & Safety Code.

(b). "Biohazard bag" means a disposable red bag which is impervious to moisture and has a strength sufficient to preclude ripping, tearing, or bursting under normal conditions of usage and handling of the waste-filled bag. A biohazard bag shall be constructed of material of sufficient single thickness strength to pass the 165-gram dropped dart impact resistance test as prescribed by Standard D 1709-85 of the American Society for Testing and Materials and certified by the bag manufacturer.

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(c). "Biohazardous waste" means any of the following:

(1) Laboratory waste, including, but not limited to, all of the following:

(A) Human or animal specimen cultures from medical and pathological laboratories.

(B) Cultures and stocks of infectious agents from research and industrial laboratories.

(C) Wastes from the production of bacteria, viruses, or the use of spores, discarded live and attenuated vaccines, and culture dishes and devices used to transfer, inoculate, and mix cultures.

(2) Waste containing any microbiologic specimens sent to a laboratory for analysis.

(3) Human surgery specimens or tissues removed at surgery or autopsy, which are suspected by the attending physician, surgeon or dentist of being contaminated with infectious agents known to be contagious to humans. Human surgery specimens or tissues which have been fixed with formaldehyde or other fixatives are not biohazardous waste.

(4) Animal parts, tissues, fluids, or carcasses suspected by the attending veterinarian of being contaminated with infectious agents known to be contagious to humans.

(5) Waste, which at the point of transport from the generator's site, at the point of disposal, or thereafter, contains recognizable fluid blood, fluid blood products, containers, or

equipment containing blood that is fluid or blood from animals known to be infected with diseases which are highly communicable to humans.

(6) Waste containing discarded materials contaminated with excretion, exudate, or secretions from humans who are required to be isolated by the infection control staff, the attending physician or surgeon, the attending veterinarian, or the Director, to protect others from highly communicable diseases or isolated animals known to be infected with diseases which are highly communicable to humans.

(d). "Common storage facility" means any onsite designated accumulation area maintained in accordance with this chapter, used by small quantity generators otherwise operating independently, for the storage of medical waste for collection by a hazardous waste hauler.

(e). "Common storage facility permit" means a permit issued by the Director regulating the operation of a common storage facility.

(f). "Container" means the bag or rigid container in which medical waste is placed prior to transporting for purposes of storage or treatment.

(g) "Department" means the California Department of Health Services, Environmental Health Division.

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(h). "Director" means the Director of Public Health or his designee, including any agents or registered environmental health specialists appointed by the Director.

(i). "Hazardous waste hauler" means a person registered as a hazardous waste hauler pursuant to Division 20, Chapter 6.5, Articles 6 (commencing with Section 25160) and 6.5 (commencing with Section 25167.1) of the California Health & Safety Code, and Chapter 30 (commencing with Section 66001) of Division 4 of Title 22 of the California Code of Regulations.

(j). "Highly communicable diseases" means diseases, such as those caused by organisms classified by the federal Centers for Disease Control as Biosafety Level IV organisms, which, in the opinion of the Director, the infection control staff, the department, attending physician, surgeon, or attending veterinarian, merit special precautions to protect staff, patients, and other persons from infection. "Highly communicable diseases" does not include diseases such as the common cold, influenza, or other diseases not representing a significant danger to nonimmunocompromised persons.

(k). "Household waste" means any material, including garbage, trash, and sanitary wastes in septic tanks and medical waste, which is derived from households, farms, or ranches.

(l). "Infectious agent" means a type of microorganism, bacteria, mold, parasite, or virus which normally causes, or

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significantly contributes to the cause of, increased morbidity or mortality of human beings.

(m). "Large quantity generator" means a medical waste generator that generates 200 or more pounds per month of medical waste.

(n). (1) "Medical waste" means waste which meets both of the following requirements:

(A) The waste is composed of waste which is generated or produced as a result of any of the following:

(i) Diagnosis, treatment, or immunization of human beings or animals.

(ii) Research pertaining to the activities specified in subparagraph (i).

(iii) The production or testing of biologicals.

(B) The waste is any of the following:

(i) Biohazardous waste.

(ii) Sharps waste.

(2) Medical waste may contain infectious agents.

(3) For purposes of this subsection, "biologicals" means medicinal preparations made from living organisms and their products, including, but not limited to, serums, vaccines, antigens, and antitoxins.

(4) Medical waste which has been treated in accordance with Section 1511 and which is not otherwise hazardous, shall be considered solid waste as defined in Section 40191 of the

California Public Resources Code, and not medical waste. Sharps waste rendered noninfectious pursuant to paragraph (a)(4) of Section 1511 may be disposed of as solid waste if the waste is not otherwise hazardous.

(5) Medical waste does not include any of the following:

(A) Waste containing microbiological cultures used in food processing and biotechnology and any containers or devices used in the preparation and handling of these cultures, that is not considered to be an infectious agent pursuant to subsection 1502(j).

(B) Urine, feces, saliva, sputum, nasal secretions, sweat, tears, and vomitus, unless they contain fluid blood, except as defined in paragraph (c)(6) of Section 1502.

(C) Waste which is not biohazardous, such as paper towels, paper products, articles containing nonfluid blood, and other medical solid waste products commonly found in the facilities of medical waste generators.

(D) Hazardous waste, radioactive waste, or household waste.

(E) Waste generated from normal and legal veterinarian, agricultural, and animal livestock management practices on a farm or ranch.

(o). "Medical Waste generator" means any person, whose act or process produces medical waste and includes, but is not limited to, a provider of health care as defined in subdivision (a) of

Section 56.05 of the Civil Code. All of the following are examples of businesses which generate medical waste:

(1) Medical and dental offices, clinics, hospitals, surgery centers, laboratories, research laboratories, other health facilities required to be licensed pursuant to Division 2 (commencing with Section 1200), and unlicensed facilities.

(2) Veterinary offices, clinics, and hospitals.

(3) Pet shops.

(p). "Medical waste management plan" means a document which is completed by generators of medical waste pursuant to Sections 1504 and 1508, on forms prescribed by the Director.

(q). "Medical waste permit" means a permit issued by the Director to a medical waste treatment facility.

(r). "Medical waste registration" means a registration issued by the Director to a medical waste generator.

(s). "Medical waste treatment facility" means all land and structures, and other adjacent land, including appurtenances or improvements thereon, used for treating medical waste or for associated handling and storage of medical waste. "Adjacent," for purposes of the preceding sentence, means real property within 400 yards from the property boundary of the existing medical waste treatment facility. Medical waste treatment facilities are those facilities treating waste pursuant to paragraphs (a)(1) or (a)(3) of Section 1511. A medical waste treatment method approved pursuant to paragraph (a)(4) of Section 1511 may be designated as a

medical waste treatment facility by the Director if approved by the department.

(t). "Mixed waste" means mixtures of medical and nonmedical waste. Mixed waste is medical waste, except for all of the following:

(1) Medical waste and hazardous waste is hazardous waste and is subject to regulation as specified in the statutes and regulations applicable to hazardous waste.

(2) Medical waste and radioactive waste is radioactive waste and is subject to regulation as specified in the statutes and regulations applicable to radioactive waste.

(3) Medical waste, hazardous waste, and radioactive waste is radioactive mixed waste and is subject to regulation as specified in the statutes and regulations applicable to hazardous waste and radioactive waste.

(u). "Offsite" means any location which is not onsite.

(v). "Onsite," unless otherwise specified, means a medical waste treatment facility or a common storage facility on the same or adjacent property as the generator of the medical waste being treated or stored. "Adjacent," for purposes of the preceding sentence, means real property within 400 yards from the property boundary of the medical waste generator.

(w). "Person" means an individual, trust, firm, joint stock company, business concern, corporation, including, but not limited to, a government corporation, partnership, and association.

"Person" also includes any city, county, district, commission, the state or any division, agency, or political subdivision thereof, the Regents of the University of California, any interstate body, and the federal government or any Department or agency thereof to the extent permitted by law.

(x). "Sharps container" means a rigid puncture-resistant container which, when sealed, is leak resistant and cannot be reopened without great difficulty.

(y). "Sharps waste" means any device having acute rigid corners, edges, or protuberances capable of cutting or piercing, including, but not limited to, all of the following:

(1) Hypodermic needles, syringes, blades, and needles with attached tubing.

(2) Broken glass items, such as Pasteur pipettes and blood vials contaminated with other medical waste.

(z). "Small quantity generator" means a medical waste generator that generates less than 200 pounds per month of medical waste.

(aa). "Storage" means the holding of medical wastes at a designated accumulation area, as specified in Section 1510.

(bb). "Tracking document" means a medical waste tracking document prescribed by the Director or substantially similar thereto, which contains the following information regarding each load of medical waste being transported offsite:

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(1) The name, address, and telephone number of the hazardous waste hauler, unless the medical waste is being transported pursuant to a Section 1506 hauling exemption.

(2) The type and quantity of medical waste transported.

(3) The name of the medical waste generator.

(4) The name, address, telephone number, and the signature of the authorized representative of the permitted treatment or transfer station receiving the medical waste.

(cc). "Transfer station" means any offsite location where medical waste is loaded, unloaded, or stored during the normal course of transportation of the medical waste. "Transfer station" does not include common storage facilities, large quantity generators used for consolidation of medical waste, or onsite treatment facilities. Transfer stations shall be permitted by the Department pursuant to the Act and this Article.

(dd). "Treatment" means any method, technique, or process designed to change the biological character or composition of any medical waste so as to eliminate its potential for causing disease, as specified in Section 1511.

SEC. 1503 AUTHORITY TO ADOPT RULES AND REGULATIONS.

(a). Program Implementation. The Director is authorized to implement and administer a medical waste management program as approved pursuant to the California Health & Safety Code. The Director may adopt and from time to time amend reasonable rules,

regulations and guidelines consistent with and implementing the provisions of this Article. Prior to adoption of any rule or regulation under this Article, the Director shall provide a 30-day public comment period by providing published notice in an official newspaper of general circulation in the City and County of San Francisco of the intent to issue or amend the rule or regulation. Rules and regulations shall be approved by the Health Commission at a public hearing. In addition to the notices required by law, the Secretary of the Health Commission shall send written notice, at least 15 days prior to the hearing, to any interested party who sends a written request to the Health Commission for notice of hearings on medical waste regulation. Regulations promulgated by the Director and approved by the Health Commission shall be maintained in the Office of the Clerk of the Board of Supervisors.

(b). Hearings on Permits and Administrative Orders. Whenever notice and a hearing are required for the Director's action on a permit, or for issuance of an administrative order, such notice shall be sent by certified mail to the permit applicant, permittee, property owner or facility operator. Notice of a hearing shall also be given by publication in a newspaper of general circulation in the City for at least two days and not less than 10 days prior to the date of such hearing. Any hearing under this Article may be continued by the person conducting the hearing for a reasonable time for the convenience of a party or a witness.

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(1) The notice of hearing shall set forth the time and place of the hearing, the ground or grounds upon which the action is based, the pertinent code section or sections, and a brief statement of the factual matters in support thereof. The notice shall be given at least fifteen (15) days prior to the hearing date.

(2) In any hearing under Sections 1509 or 1512, all parties involved shall have the right to offer testimonial, documentary, and tangible evidence bearing on the issues, to see and copy all documents and other information the City relies on in the proceeding, and to be represented by counsel.

SEC. 1504 REGISTRATION REQUIREMENTS FOR SMALL QUANTITY GENERATORS.

(a). Onsite Treatment Registration. Each small quantity generator using onsite steam sterilization, incineration, or microwave technology to treat medical waste shall register with the Director.

(1) Small quantity generators using onsite treatment, as specified in subsection (a), which operate as a business in the same building, or which are associated with a group practice in the same building, may register as one generator.

(2) Small quantity generators using onsite treatment, as specified in subsection (a), operating as specified in paragraph (a)(1) in different buildings on the same or adjacent property, or as approved by the Director, may register as one generator.

(3) "Adjacent", for purposes of paragraph (a)(2), means real property within 400 yards from the property boundary of the primary registration site.

(b). Registration Deadline. Small quantity generators subject to subsection 1504(a) shall register with the Director and pay the required fee no later than 120 days after the effective date of this Article. In those cases where the generation of medical waste begins after the effective date of this Article, registration shall be completed pursuant to this Article prior to commencement of the generation of medical waste.

(c). Registration by Filing Management Plan. Any small quantity generator required to register with the Director pursuant to this Section shall file with the Director a medical waste management plan, on forms prescribed by the Director containing, but not limited to, all of the following:

(1) The name of the person responsible for operation of the small quantity generator, or with direct responsibility for management of medical waste.

(2) The business address of the person specified in paragraph (1).

(3) The type of business.

(4) The types, and the estimated average monthly quantity, of medical waste generated.

(5) The type of treatment used onsite.

(6) The name and business address of the hazardous waste

hauler used by the generator for backup treatment and disposal, for waste for which the onsite treatment method is not appropriate due to the hazardous or radioactive characteristics of the waste, or the name of the hazardous hauler used by the generator to have untreated medical waste removed for treatment and disposal.

(7) A statement indicating that the generator is hauling the medical waste generated in his or her business pursuant to Section 1506 and the name and any business address of the treatment and disposal facilities to which the waste is being hauled, if applicable.

(8) The name and business address of the hazardous waste hauler service provided by the building management to which the building tenants may subscribe or are required by the building management to subscribe and the name and business address of the treatment and disposal facilities used, if applicable.

(9) A statement certifying that the information provided is complete and accurate.

(d). Inspection & Additional Permitting Requirements. Small quantity generators required to register under subsection 1504(a) are subject to biennial inspection of the onsite treatment facility by the Director and may be subject to the permitting requirements of Section 1509 for onsite medical waste treatment facilities as determined by the Director. The inspection and permitting requirements of this paragraph do not apply when onsite steam

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sterilization is not used for the treatment or disposal of medical waste.

(e). Duration of Registration; Renewal and Update of Information. Each small quantity generator registration issued by the Director under subsection 1504(a) shall be valid for two years. Applications for renewal of the registration shall be filed with the Director on or before the expiration date. Small quantity generators shall submit an updated application form within 30 days of any change in the medical waste management plan information specified in paragraphs (c)(1) to (c)(9) of this Section.

(f). Recordkeeping Requirements. Any medical waste generator required to register pursuant to this Section shall maintain individual treatment and tracking records, including tracking documents if applicable, for three years, or for the period specified in the Director's regulations, and shall report or submit to the Director, upon request, both of the following:

(1) Treatment operating records,

(2) An emergency action plan complying with regulations adopted by the State of California, pursuant to the Act.

(g). Containment and Storage Requirements. Containment and storage of medical waste shall be in accordance with Section 1510.

(h). Treatment Requirements. Treatment of medical waste shall be in accordance with Section 1511.

(i). Fees For Small Quantity Generator Registration. The registration and inspection fee for small quantity generators

required to register under subsection 1504(a) is $255.00, which shall be paid once every two years.

SEC. 1505 REQUIREMENTS FOR NONREGISTRANT SMALL QUANTITY GENERATORS.

(a). Recordkeeping by Nonregistrants. Small quantity generators who are not required to register pursuant to this Article shall maintain on file in their office all of the following:

(1) An information document stating how the generator contains, stores, treats, and disposes of any medical waste generated through any act or process of the generator. The information document may be prepared using the medical waste management plan form prescribed by the Director pursuant to subsection 1504(d).

(2) Records of any medical waste transported offsite for treatment and disposal, including the quantity of waste transported, the date transported, and the name of the hazardous waste hauler or individual hauling the waste pursuant to subsection 1506(b). The small quantity generator shall maintain these records for not less than two years.

(b). Nonregistrant Fee and Notification. Every small quantity generator subject to subsection 1505(a) shall mail a copy of the information document specified in paragraph (a)(1) to the Director no later than 120 days after the effective date of this Article. In those cases where the generation of medical waste begins after the effective date of this Article, the information

document shall be mailed to the Director within 30 days of commencement of the generation of medical waste.

(1) The information document shall be accompanied by a one-time fee of $75.00.

(2) A new information document and fee shall be submitted only if the generator moves to a new location more than 400 yards from the boundary of the location specified in the previous information document.

SEC. 1506 MEDICAL WASTE HAULERS.

(a). Transportation of Waste. Except as otherwise exempted pursuant to subsection 1506(b), all medical waste shall be transported offsite by a hazardous waste hauler in leak-resistant and fully enclosed rigid containers in vehicle compartments. Medical waste shall be transported offsite only to a permitted medical waste treatment facility, a permitted transfer station, or a permitted large quantity generator for the purpose of consolidation before treatment and disposal pursuant to this Article and the Act; provided that, no large quantity generator shall accept offsite medical waste for purposes of consolidation before treatment and disposal without written permission from the Director or as provided in a permit under this Article.

(1) No person shall transport medical waste in the same vehicle with other waste unless the medical waste is separately contained in rigid containers or kept separate by barriers from

other waste, unless all of the waste is to be handled as medical waste under this Article.

(2) Any persons manually loading or unloading containers of medical waste shall be provided by their employer at the beginning of each shift with, and shall be required to wear, clean and protective gloves and coveralls, changeable lab coats, or other protective clothing.

(b). Application for Exemption. Small quantity generators may apply to the Director for an offsite limited-quantity hauling exemption, if the generator meets all of the following requirements:

(1) The generator generates less than 20 pounds of medical waste per week, transports less than 20 pounds of medical waste at any one time, and has a management plan pursuant to subsection 1504(d) or an information document pursuant to subsection 1505(b) on file in the Director's office.

(2) The generator transports the waste himself or herself, or directs a member of his or her staff to transport the waste, to a permitted medical waste treatment facility or a permitted transfer station before consolidation or treatment and disposal.

(3) The generator maintains a tracking document.

(A) Any person transporting medical waste offsite in a vehicle shall have a tracking document in his or her possession while transporting the waste.

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(B) The original tracking document shall be provided to the facility receiving the medical waste.

(c). Issuance of Hauling Exemption; Fee. The Director may issue or modify small quantity generator hauling exemptions with such conditions as necessary to protect public health and welfare. Every applicant for an exemption shall pay a fee of $85.00 in addition to the small quantity generator registration fee under Section 1504 or the nonregistrant fee under Section 1505.

SEC. 1507 PERMIT REQUIREMENTS FOR COMMON STORAGE FACILITIES.

(a). Permit Requirement. Every common storage facility shall have a permit issued by the Director. A permit for any common storage facility may be obtained by any one of the following:

(1) A provider of health care as defined in Section 56.05(d) of the Civil Code.

(2) The hazardous waste hauler responsible for collection of medical waste from the common storage facility.

(3) The property owner.

(4) The property management firm responsible for providing tenant services to the medical waste generators.

(b). Permit Application Deadlines. Any person under subsection 1507(a) responsible for the operation of a common storage facility shall apply for a permit from the Director within 120 days of the effective date of this Article, where the storage of medical waste in the common storage facility began prior to that

date. In those cases where the storage of medical waste begins after the effective date of this Article, a permit application shall be submitted to the Director and issued prior to commencement of storage of medical waste in the common storage facility. The Director is authorized to take enforcement action against unpermitted common storage facilties under Section 1512.

(c). Permit Issuance and Denial Process. The Director shall issue, renew, modify or deny common storage facility permits after notice and an opportunity for a hearing under Section 1503. The Director shall hold a hearing upon request of the applicant or any interested person. Permit application forms shall be prescribed by the Director.

(d). Fee for Common Storage Facility Permits. The annual permit fee for a common storage facility permitted pursuant to this Section is the amount specified in the following schedule:

(1) For storage facilities serving 10 or fewer generators, the permit fee is $213.00.

(2) For storage facilities serving 11 to 49 generators, the permit fee is $340.00.

(3) For storage facilities serving 50 or more generators, the permit fee is $425.00.

SEC. 1508 REGISTRATION REQUIREMENTS FOR LARGE QUANTITY GENERATORS.

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(a). Registration Requirements. Each large quantity generator, except as specified in paragraphs (1) and (2), shall register with the Director. Large quantity generators owning or operating an onsite medical waste treatment facility shall also apply for a permit for that treatment facility pursuant to Section 1509.

(1) Large quantity generators operating as a business in the same building, or which are associated with a group practice in the same building, may register as one generator.

(2) Large quantity generators as specified in paragraph (1), operating in different buildings on the same or adjacent property, or as approved by the Director, may register as one generator.

(3) "Adjacent", for purposes of paragraph (2), means real property within 400 yards from the property boundary of the primary registration site.

(b). Registration Deadline. Large quantity generators subject to subsection 1508(a) shall register with the Director and pay the required fee no later than 120 days after the effective date of this Article. In those cases where the generation of medical waste begins after the effective date of this Article, registration shall be completed prior to commencement of the generation of medical waste.

(c). Registration by Filing Management Plan. Any large quantity generator required to register pursuant to subsection

1508(a) shall file with the Director a medical waste management plan, on forms prescribed by the Director containing, but not limited to, all of the following:

(1) The name of the person responsible for operation of the large quantity generator, or with direct responsibility for management of medical waste.

(2) The business address and telephone number of the person in paragraph (1).

(3) The type of business.

(4) The types, and the estimated average monthly quantity, of medical waste generated.

(5) The type of treatment used onsite, if applicable. For generators with onsite medical waste treatment facilities, including incinerators or steam sterilizers or other treatment facilities as determined by the Director, the treatment capacity of the onsite treatment facility.

(6) The name and business address of the hazardous waste hauler used by the generator to have untreated medical waste removed for treatment, if applicable.

(7) The name and business address of the hazardous waste hauler service provided by the building management to which the building tenants may subscribe or are required by the building management to subscribe, if applicable.

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(8) The name and business address of the offsite medical waste treatment facility to which any medical waste is being hauled, if applicable.

(9) An emergency action plan complying with regulations adopted by the Director and approved by the department, if applicable.

(10) A statement certifying that the information provided is complete and accurate.

(d). Inspections. Every large quantity generator shall be subject to at least annual inspection by the Director.

(e). Duration of Registration; Renewal and Update of Information. Each large quantity generator registration issued by the Director shall be valid for one year.

(1) An application for renewal of the registration shall be filed with the Director not less than 90 days prior to the expiration date. Failure to meet this requirement shall result in assessment of a late fee.

(2) Every large quantity generator shall submit an updated application form within 30 days of any change in the medical waste management plan information specified in subsection (c) above.

(f). Recordkeeping Requirements. Any large quantity generator required to register pursuant to this Section shall maintain individual treatment and tracking records, including

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tracking documents if applicable, for three years or for the period specified in the Director's regulations.

(g). Containment and Storage Requirements. Containment and storage of medical waste shall be in accordance with Section 1511.

(h). Waste Treatment Requirements. Treatment of medical waste shall be in accordance with Section 1511.

(i). Annual Fee For Large Quantity Generators. The registration and annual fee for large quantity generators shall be set in following amounts:

(1) A general acute care hospital, as defined in subdivision (a) of Section 1250, Division 2, Chapter 2 of the Health & Safety Code, which has one or more beds, but not more than 99 beds, shall pay $510.00; a facility with 100 or more beds, but not more than 199 beds, shall pay $765.00; a facility with 200 or more beds, but not more than 250 beds shall pay $1,020.00; and a facility with 251 or more beds shall pay $1,445.00.

(2) A specialty clinic, providing surgical, dialysis, or rehabilitation services, as defined in subdivision (b) of Section 1204, Division 2, Chapter 1 of the Health & Safety Code, shall pay $595.00.

(3) A skilled nursing facility, as defined in subdivision (c) of Section 1250, Division 2, Chapter 2 of the Health & Safety Code, which has one or more beds, but not more than 99 beds shall pay $255.00; a facility with 100 or more beds, but not more than

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199 beds shall pay $340.00; and a facility with 200 or more beds shall pay $425.00.

(4) An acute psychiatric hospital, as defined in subdivision (b) of Section 1250, Division 2, Chapter 2 of the Health & Safety Code, shall pay $595.00.

(5) An intermediate care facility, as defined in subdivision (d) of Section 1250, Division 2, Chapter 2 of the Health & Safety Code, shall pay $595.00.

(6) A primary care clinic, as defined in Section 1200.1, Division 1, Chapter 1 of the Health & Safety Code, shall pay $595.00.

(7) A licensed clinical laboratory, as defined in paragraph (3) of subdivision (a) of Section 1206 of the Business and Professions Code, shall pay $255.00.

(8) A health care service plan facility, as defined in subdivision (f) of Section 1345, Division 2, Chapter 2.2 of the Health & Safety Code, shall pay $595.00.

(9) A veterinary clinic or veterinary hospital shall pay $255.00.

(10) A large quantity generator medical office shall pay $255.00.

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SEC. 1509 PERMIT REQUIREMENTS FOR ONSITE MEDICAL WASTE TREATMENT FACILITIES

(a). Permit Requirement; Inspections. All onsite medical waste treatment facilities shall be permitted and inspected by the Director pursuant to this Section.

(b). Permit Application Deadlines. Within 120 days of the effective date of this Article, each person owning or operating a medical waste treatment facility shall apply for a permit pursuant to this Section. If the medical waste treatment facility begins operation after the effective date of this Article, the permit shall be obtained pursuant to this Section prior to commencement of the treatment facility's operation. Registered small quantity generators shall obtain a permit if required by the Director pursuant to subsection 1504(e).

(c). Medical Waste from Adjacent Small Quantity Generators. A health care facility accepting medical waste for treatment from small quantity generators located on property adjacent to the facility shall be classified as an onsite treatment facility. The word "adjacent" as used in this subsection means real property within 400 yards of the property boundary of the health care facility accepting medical waste for treatment.

(d). Permit Application. Any person required to obtain a permit pursuant to this Section shall file an application on forms

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prescribed by the Director, containing, but not limited to, all of the following information:

(1) The name of the applicant.

(2) The business address of the applicant.

(3) The type of treatment provided, the treatment capacity of the facility, a characterization of the waste treated at this facility, and the estimated average monthly quantity of waste treated at the facility.

(4) A disclosure statement, as provided in Section 25112.5 of the California Health & Safety Code.

(5) Evidence satisfactory to the Director that the operator of the medical waste treatment facility has the ability to comply with this Article and other requirements of State or local law.

(6) Any other information required by the Director for the administration or enforcement of this Article.

(e). Issuance or Renewal of Permit; Grounds for Denial.

(1) Prior to issuing or renewing a permit under this Section, the Director shall review the compliance history of the applicant, under any local, state, or federal law or regulation governing the control of medical waste or pollution.

(2) The Director shall, pursuant to this Section, deny a permit, or specify additional permit conditions, to ensure compliance with applicable laws and regulations, if the Director determines that in the three-year period preceding the date of

application the applicant has violated laws or regulations identified in paragraph (1) at a facility owned or operated by the applicant, and the violations demonstrate a recurring pattern of noncompliance or pose, or have posed, a significant risk to public health and safety or to the environment.

(3) In addition to any other information required to be submitted for the permitting of a facility pursuant to this Section, an applicant who has owned or operated a facility regulated by the Director shall provide a description of all violations described in paragraph (1), which occurred at any facility permitted and owned or operated by the applicant in the City and County of San Francisco in the three years prior to the date of application.

(4) In making the determination of whether to deny a permit or to specify additional permit conditions pursuant to paragraph (2), the Director shall take both of the following into consideration:

(A) Whether a permit denial or permit condition is appropriate or necessary given the severity of the violation.

(B) Whether the violation has been corrected in a timely fashion.

(f). Recordkeeping Requirements.

(1) The Directors shall evaluate, inspect, and review the records of onsite medical waste treatment facilities for compliance with this Article. Commencing on the thirtieth day after the

effective date of this Article, all persons operating an onsite medical waste treatment facility shall maintain individual records for a period of three years and shall report or submit to the Director upon request, all of the following information:

(A) The type of treatment facility and its capacity.

(B) All treatment facility operating records.

(C) If applicable, copies of the tracking documents for all medical waste it receives for treatment from offsite generators or from hazardous waste haulers.

(g). Duration, Renewal and Transfer of Permits.

(1) A medical waste permit issued by the Director to a medical waste treatment facility shall be valid for five years.

(2) An application for renewal of the permit shall be filed with the Director not less than 90 days prior to the expiration date. If a permittee fails to make a timely application for renewal, the medical waste permit shall expire on the expiration date.

(3) A medical waste permit may be renewed if the Director finds the permittee has been in substantial compliance with this Article and any regulations adopted pursuant hereto during the preceding permitted period, or that the permittee corrected previous violations in a timely manner.

(4) Upon approval of the Director, a permit may be transferred from one subsidiary to another subsidiary of the same corporation, from a parent corporation to one of its subsidiaries

or from a subsidiary to a parent corporation.

(h). Termination of Permit Prior to Expiration Date. A person required to obtain a medical waste permit shall at all times, possess a valid permit for each facility in operation. A medical waste permit shall terminate prior to its expiration date if suspended or revoked pursuant to Section 1512 or, notwithstanding Section 1512, if either of the following occurs:

(1) The permittee sells or otherwise transfers the facility except as specified in paragraph (g)(4) of this Section.

(2) The permittee surrenders the permit to the Director because the permittee ceases operation.

(i). Permit Issuance Procedures.

(1) Permits shall be issued, renewed, denied or modified only after notice and a hearing pursuant to subsection 1503(b).

(2) The Director shall issue a medical waste permit upon evaluation, inspection, or records review of the applicant if the applicant is in substantial compliance with this Article and the applicant has corrected any previous violations. A decision to issue or not to issue the permit shall be made by the Director within 120 days of the time that the application is filed, unless waived by the applicant.

(j). Permit Provisions. When issuing, renewing, or revising any treatment facility permit, the Director may prohibit or

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condition the handling or treatment of medical waste to protect public health and safety.

(k). Fees for Medical Waste Treatment Facilities.

(1) The annual permit fee for an onsite treatment facility shall be set at the following amount:

(A) The fee for an autoclave is $255.00.

(B) The fee for an incinerator or other approved technology is $340.00.

(C) The Director shall charge an application fee for an onsite treatment facility equal to $85.00 for each hour spent processing the application.

SEC. 1510. CONTAINMENT AND STORAGE REQUIREMENTS.

(a). Medical Waste Requirements. Every person subject to this Article shall comply with the following requirements to containerize or store medical waste:

(1) Medical waste shall be contained separately from other waste at the point of origin in the generating facility. Sharps containers may be placed in biohazard bags or in containers with biohazard bags.

(2) Biohazardous waste shall be contained in a red biohazard bag in accordance with this Section, conspicuously labeled with the words "Biohazardous Waste" or with the international biohazard symbol and the word "BIOHAZARD."

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(3) Sharps waste shall be contained in a sharps container pursuant to subsections 1510(b) and (c).

(b). Biohazardous Waste in Biohazard Bag. Every person subject to this Article shall comply with the following requirements to containerize biohazardous waste in a biohazard bag:

(1) The bags shall be tied to prevent leakage or expulsion of contents during all future storage, handling, or transport.

(2) Biohazardous waste shall be bagged in accordance with paragraph (a)(2) and placed for storage, handling, or transport in a rigid or disposable container. The container shall be leak resistant, have tight fitting covers, and be kept clean and in good repair. The container may be of any color and shall be labeled with the words "Biohazardous Waste," or with the international biohazard symbol and the word "BIOHAZARD," on the lid and on the sides so as to be visible from any lateral direction. Containers meeting the requirements specified in Section 66840 of Title 22 of the California Code of Regulations may also be used until the replacement of the containers is necessary or existing stock has been depleted.

(3) No bagged biohazardous waste shall be removed from the bag until treatment as prescribed in Section 1511 is completed. Biohazardous waste shall not be disposed of before being treated as prescribed in Section 1511.

(A) Biohazardous or sharps waste shall not be

contained or stored above 0° Centigrade (32° Fahrenheit) for more than seven days at any onsite location without the written approval of the Director.

(B) Biohazardous or sharps waste may be stored at or below 0° Centigrade (32° Fahrenheit) for up to 90 days at any onsite location; provided that any such storage shall not exceed 90 days without written permission of the Director.

(C) Biohazardous or sharps waste shall be stored offsite only as provided in subsection 1506(a).

(D) If any onsite or offsite facility is unable to control the odor from its stored waste and the odor poses a public nuisance, the Director may require more frequent removal or take such other action as allowed by law.

(c). Sharps Waste. Every person subject to this Article shall comply with the following requirements to containerize sharps:

(1) All sharps waste shall be placed into a sharps container.

(2) Full sharps containers ready for disposal shall be taped or tightly lidded to preclude loss of contents.

(3) Sharps containers ready for disposal shall not be stored for more than seven days without the written approval of the Director.

(4) Sharps containers shall be labeled with the words "sharps waste" or with the international biohazard symbol and the word "BIOHAZARD."

(d). Storage in Common Storage Facility. Any small quantity generator who has properly containerized the medical waste according to the requirements of this Section, and is otherwise in compliance with the registration and notification requirements of this Article may store the waste in a permitted common storage facility.

(e). Rigid Containers for Waste; Washing and Decontamination. Every person subject to this Article shall thoroughly wash and decontaminate reusable rigid containers for medical waste by a method approved by the Director each time they are emptied, unless the surfaces of the containers have been completely protected from contamination by disposable liners, bags, or other devices removed with the waste. These containers shall be maintained in a clean and sanitary manner. Approved methods of decontamination include, but are not limited to, agitation to remove visible soil combined with one of the following procedures:

(1) Exposure to hot water of at least 82° Centigrade (180° Fahrenheit) for a minimum of 15 seconds.

(2) Exposure to chemical sanitizer by rinsing with, or immersion in, one of the following for a minimum of three minutes:

(A) Hypochlorite solution (500 ppm available chlorine).

(B) Phenolic solution (500 ppm active agent).

(C) Iodoform solution (100 available iodine).

(D) Quaternary ammonium solution (400 ppm active agent).

(f). Decontamination of Leaks or Spills. Any leak or spill of a medical waste by a medical waste generator, medical waste treatment facility, common storage facility, or any person subject to this Article shall be decontaminated by procedures adopted by the Director, as approved by the department.

(g). Use of Containers for Solid Waste. No person subject to the requirements of this Article shall use, allow or make available reusable pails, drums, dumpsters, or bins used for medical waste for the containment of solid waste, or for other purposes, except after being decontaminated by the procedures specified in subsections (e) and (f) of this Section, and removal of all medical waste labels.

(h). Security of Storage Areas. Any enclosure or designated accumulation area used for the storage of medical waste containers, including common storage facilities, shall be secured so as to deny access to unauthorized persons and shall be marked with warning signs on, or adjacent to, the exterior of entry doors, gates, or lids. The storage area may be secured by use of locks on entry doors, gates, or receptacle lids.

(1) The wording of warning signs shall be in English, "CAUTION--BIOHAZARDOUS WASTE STORAGE AREA -- UNAUTHORIZED PERSONS KEEP OUT," and in Spanish, "CUIDADO-ZONA DE RESIDUOS--BIOLOGICOS PELIGROSOS--PROHIBIDA LA ENTRADA A PERSONAS NO AUTORIZADAS," or in another language, in addition to English, determined to be appropriate by the infection control staff, the person responsible

for medical waste management or the Director. Warning signs shall be readily legible during daylight from a distance of at least 25 feet.

(2) Any enclosure or designated accumulation area shall provide medical waste protection from animals and natural elements and shall not provide a breeding place or a food source for insects or rodents.

(i). Trash Chutes. No person shall use a trash chute to transfer medical waste.

(j). Compacters or Grinders. Compacters or grinders shall not be used to process medical waste until after the waste has been treated pursuant to Section 1511 and rendered solid waste, unless the grinding or compacting is an integral part of the treatment method and allowed by the facility permit. Medical waste in bags or other disposable containers shall not be subject to compaction by any compacting device and shall not be placed for storage or transport in a portable or mobile trash compactor.

SEC. 1511. TREATMENT REQUIREMENTS.

(a). Methods of Treatment for On-site Treatment Facilities. Any person treating medical waste shall ensure that the medical waste is treated by one of the following methods, thereby rendering it solid waste, which is not otherwise hazardous, prior to disposal:

(1) Incineration at a permitted medical waste treatment facility in a controlled-air, multichamber incinerator, or other

method of incineration approved by the department which provides complete combustion of the waste into carbonized or mineralized ash. Monitoring for release of airborne pathogens from medical waste incinerations shall be conducted as required by the medical waste treatment permit.

(2) Discharge to the sewerage system as defined in the San Francisco Public Works Code, if the medical waste is liquid or semiliquid. Any such medical waste discharge shall be consistent with the waste discharge requirements placed on the City and County of San Francisco by state or federal law, and with any pretreatment permit issued by the Department of Public Works pursuant to the Public Works Code; provided that such discharge shall not consist of either of the following:

(A) Liquid or semiliquid laboratory waste, as defined in subsection 1502(c).

(B) Microbiological specimens, including those specified in subsection 1502(c).

(3) Steam sterilization at a permitted medical waste treatment facility or by other sterilization, in accordance with all of the following operating procedures for steam sterilizers or other sterilization:

(A) Standard written operating procedures shall be established for biological indicators, or for other indicators of adequate sterilization approved by the department and included in the applicable permit, for each

steam sterilizer, including time, temperature, pressure, type of waste, type of container, closure on container, pattern of loading, water content, and maximum load quantity.

(B) Recording or indicating thermometers shall be checked during each complete cycle to ensure the attainment of 121° Centigrade (250° Fahrenheit) for at least one-half hour, depending on the quantity and density of the load, in order to achieve sterilization of the entire load. Thermometers shall be checked for calibration annually. Records of the calibration checks shall be maintained as part of the facility's files and records for a period of three years or for the period specified in the regulations.

(C) Heat-sensitive tape, or another method acceptable to the Director, shall be used on each container that is processed to indicate the attainment of adequate sterilization conditions.

(D) The biological indicator Bacillus stearothermophilus, or other indicator of adequate sterilization as approved by the department and included in the applicable permit, shall be placed at the center of a load processed under standard operating conditions at least monthly to confirm the attainment of adequate sterilization conditions.

(E) Records of the procedures specified in subparagraphs (A), (B), and (D) shall be maintained for a

period of not less than three years.

(4) Rendered noninfectious prior to disposal, if sharps waste, by one of the following methods:

(A) Incineration.

(B) Steam sterilization.

(C) Disinfection and encasement using an alternative treatment method approved by the Department. Sharps waste which is encased in a sharps container which complies with subsection 1502(x) meets the encasement requirements of this paragraph, and may be disposed of solid waste pursuant to paragraph (n)(4) of Section 1502.

(5) Other alternative medical waste treatment methods which are both of the following:

(A) Approved by the Department and included in the applicable permit.

(B) Result in the destruction of pathogenic microorganisms.

SEC. 1512 ENFORCEMENT.

(a). Entry and Inspection Authority. Upon presentation of proper credentials, the Director may, at any reasonable time, enter and inspect the following facilities, or take any of the the following actions.

(1) Enter and inspect any facility for which a medical waste permit, common storage facility permit, or medical waste

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registration has been filed, or which is subject to registration or permitting requirements pursuant to this Article.

(2) Enter and inspect any facility for which a nonregistrant information document has been filed pursuant to Section 1505, upon receipt of information that a violation of this Article has occurred.

(3) Enter and inspect a vehicle for which a limited-quantity exemption application has been filed or granted, or which is subject to registration or permit requirements pursuant to this Article.

(4) As part of any entry, take photographs or videotapes, take samples, inspect and copy any records, reports, test results, or other information related to the requirements of this Article.

(b). Consent to Entry. The Director's inspection shall be made with the consent of the owner or possessor of the facilities. If entry or inspection authorization is denied, the Director shall obtain a proper inspection warrant or other remedy provided by law to secure entry.

(c). Emergency Inspection Authority. Notwithstanding the provisions of subsection (b), if the Director determines that a violation or an emergency may endanger public health or safety, an inspection may be made without consent or issuance of a warrant.

(d). Notice of Violation and Administrative Orders. The Director is authorized to enforce the requirements of this Article, including the provisions of any regulation, permit, registration,

or hauling exemption. Upon receipt of information that a violation has occurred or may occur, the Director may take any, or any combination, of the following actions.

(1) Serve notice requiring correction of violations of this Article upon any person, including the owner, operator, permittee or registrant of the facility or vehicle where the violation occurred or may occur, and on any other person responsible for violation of this Article. Corrective action may be required immediately or upon a schedule specified by the Director.

(2) After notice and hearing, issue an order to cease or abate the violation and to take any necessary remedial action. The order shall be served personally or by certified mail on the owner, operator, permittee or registrant of the facility where a violation occurred or may occur, and on any other person responsible for violation of this Article.

(3) After notice and hearing, issue an order to the person responsible for a violation of this Article specifying a schedule for compliance, or imposing an administrative penalty of not more than one thousand dollars ($1,000) per violation, or both. Any person who violates an order issued pursuant to this subsection 1512(d) shall be guilty of a misdeameanor.

(4) Request the City Attorney to bring an action to enjoin any violation or threatened violation of this Article, to enforce an order issued under this Section, and to recover civil penalties.

(e) Unauthorized treatment or disposal of medical waste; Penalties. No person shall haul, transport, store, treat dispose, or cause the treatment or disposal of medical waste in a manner not authorized by a valid order, permit, registration, or hauling exemption issued under this Article, or any regulations adopted pursuant hereto. Any person who stores, treats, disposes, or causes the treatment or disposal of medical waste in violation of this Article is guilty of an offense as follows:

(1) For a small quantity generator, a first offense is an infraction, punishable by a fine of not more than one thousand dollars ($1000).

(2) For a person other than a small quantity generator, a first offense is a misdeameanor punishable by a fine of not less than two thousand dollars ($2000), or by up to one year in county jail, or by both fine and imprisonment.

(3) Any person convicted of a second or subsequent violation of this subsection 1512(e) within three years of the prior conviction shall be punished by imprisonment in the county jail for not more than one year or by imprisonment in state prison for one, two, or three years or by a fine of not less than five thousand dollars ($5000) or more than twenty-five thousand dollars ($25,000), or by both the fine and imprisonment. This paragraph (3) shall not apply unless any prior conviction is charged in the accusatory pleading and admitted by the defendant or found to be true by the trier of fact. If the defendant is a corporation which

operates medical facilities in more than one geographic location, this subdivision shall apply only if the offense involves an adjacent facility involved in the prior conviction.

(4) Any person who knowingly treats or disposes, or causes the treatment or disposal of, medical waste in violation of this chapter shall be punished by imprisonment in the county jail for not more than one year or by imprisonment in the state prison for one, two, or three years, or by a fine of not less than five thousand dollars ($5,000) or more than twenty-five thousand dollars ($25,000), or by both the fine and imprisonment.

(5) Any person who intentionally makes any false statement or representation in any application, label, tracking document, record, report, permit, registration, or other document filed, maintained, or used for purposes of compliance with this chapter which materially affects the health and safety of the public is liable for a civil penalty of not more than ten thousand dollars ($10,000) for each separate violation, or for continuing violations, for each day that the violation continues.

(6) Any person who fails to register or fails to obtain a medical waste permit in violation of this Article, or otherwise violates any provision of this Article, including any order or permit, shall be liable for a civil penalty of not more than ten thousand dollars ($10,000) for each violation of a separate provision of this Article, or for continuing violations, for each day that the violation continues.

(f). Suspension or Revocation of Permits. The Director may, after notice and a hearing, suspend, revoke or modify any medical waste permit or common storage facility permit upon making a finding that:

(1) The permittee has violated the provisions of this Article, or any regulation adopted pursuant to this Article.

(2) The permittee has violated any term or condition of a permit or administrative order issued pursuant to this Article.

(3) The permittee has aided or abetted the violations specified in paragraphs (1) and (2), or has interfered with the performance of any activity or duty of the Director.

(4) The permittee has intentionally made false statements, or intentionally failed to disclose fully all relevant facts, in any material regard, in an application for a medical waste permit or common storage facility permit.

(5) A temporary or permanent modification, reduction or termination of the permitted operation is necessary to bring it into compliance with the provisions of this Article.

(g). Emergency Enforcement Authority. Notwithstanding any other provision of this Article, whenever the Director determines that medical waste may cause an imminent danger to the health or welfare of any person, the Director may take all necessary actions to immediately abate the threat without notice or a hearing. Any person subject to this Article shall immediately cease any activity, or commence abatement or mitigation action upon verbal or

written notification by the Director that an imminent danger is presented by medical waste.

(h). Special Assessment Liens. Costs and charges incurred by the City by reason of the abatement of any violation of this Article, or abatement of any imminent danger, including but not limited to monitoring and inspection costs, and any civil penalties assessed against any person for violations of this Article, shall be an obligation owed by the owner of the property where the violation originated to the City. The City shall mail to the owner of the property where the violation occurred a notice of the amounts due and a warning that a lien will be recorded against the property if the amounts due are not paid within 30 days after mailing of the notice.

(b) Special assessment liens shall be created and assessed in accordance with the requirements of Article XX of Chapter 10 of the San Francisco Administrative Code, commencing with section 10.230.

SEC. 1513 INSPECTION AND INVESTIGATION FEES

(a) Notwithstanding any other provision of this Article, the Director may conduct an investigation and an inspection pursuant to Section 1512 whenever information is received that any medical waste generator or any person is in violation of this Article. The Director may require any person subject to this Article to pay an inspection and investigation fee equal to $85

for each hour or portion thereof spent by the Department of Public Health in conducting such activities.

(b) A notice of payment due shall be sent by the Director to the medical waste generator and the owner of the property inspected, advising of the amount of any fee and containing the following information:

(1) The date and location of the Director's investigation and inspection activities;

(2) The amount of the fee;

(3) A statement advising the generator and property owner that he or she is liable under this Article for the fee in the amount indicated in the notice and that payment to the City is due within 30 days of the mailing date of the notice;

(4) A statement advising the generator and property owner that a penalty of 10 percent plus interest at the rate of one percent per month on the outstanding balance shall be added to the costs from the date that payment is under Subsection (b)(3);

(5) A statement advising the property owner that if payment of the costs is not received within 90 days of the mailing date, a lien may be imposed on the property of the owner where the generator is located, or where the violation occurred, pursuant to the provisions of this Section;

(6) A statement that the generator or property owner may appeal the fee determination contained in the notice of payment due to the Director. Said appeal must be filed in writing with

the Director no later than 30 days after the date the notice of payment due is issued. The Director's decision on the appeal shall be final.

(c) If full payment of the costs is not received within 30 days after the notice of payment due was sent, a second notice of payment due shall be sent by the Director to the generator and property owner. The second notice shall state that the generator and property owner are liable for the paymnent of the costs indicated on the notice.

(d) If full payment of the costs is not received within 30 days after the second notice of payment due was sent, a third (and final) notice of payment due shall be sent by the Director to the generator and property owner. The third notice shall state that the generator and property owner are liable for the payment of the costs indicated on the notice and that if payment of such costs is not received within 30 days of the mailing date of the third notice, a lien may be imposed on the subject property pursuant to the provisions of this Article.

(e) If payment is not received within 30 days following mailing the third notice, the Department shall initiate special assessment lien proceedings pursuant to the provisions of the San Francisco Administrative Code, Chapter 1, Article XX.

SEC. 1514 SEVERABILITY.

If any section, subsection, paragraph, subparagraph,

sentence, clause, or phrase of this Article, is for any reason held to be unconstitutional, invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Article. The Board of Supervisors declares that it would have passed each section, subsection, paragraph, subparagraph, sentence, clause, or phrase of this Article irrespective of the fact that any one or more sections, subsections, paragraphs, subparagraphs, clauses, or phrases could be declared unconstitutional, invalid or ineffective.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: _____
Deputy City Attorney

RECOMMENDED:

Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
	§	
December 7, 1992	§	December 14, 1992
	§	
	§	
Ayes: Supervisors Achtenberg Alioto Conroy Hallinan Hsieh Kennedy Maher Shelley	§	Ayes: Supervisors Achtenberg Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
	§	
Absent: Supervisors Britt Gonzalez Migden	§	

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 118-92-8

DEC 23 1992

Date Approved

Mayor

(LEAD)

AMENDING PART II, CHAPTER V OF THE SAN FRANCISCO MUNICIPAL CODE (HEALTH CODE) BY ADDING ARTICLE 26 THERETO, ENCOMPASSING SECTIONS 1601 THROUGH 1631 TO ESTABLISH A COMPREHENSIVE LEAD HAZARD REDUCTION PROGRAM.

Note: All the sections are new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter V of the San Francisco Municipal Code (Health Code) is hereby amended by adding Article 26, encompassing Sections 1601 through 1631, to read as follows:

ARTICLE 26

COMPREHENSIVE ENVIRONMENTAL LEAD POISONING PREVENTION PROGRAM

DIVISION I GENERAL PROVISIONS

Section 1601. Title

Section 1602. Findings

Section 1603. Purpose and Goals

Section 1604. Definitions

DIVISION II COMPREHENSIVE ENVIRONMENTAL LEAD POISONING PREVENTION PROGRAM

Section 1605. Comprehensive Environmental Lead Poisoning Prevention Program

Section 1606. City Agency Task Force

Section 1607. Lead Poisoning Prevention Citizens Advisory Committee

Section 1608. Lead Hazard Reduction Citizens Advisory Committee

Section 1609. Annual Report

DIVISION III EDUCATION AND NOTICE

Section 1610. Director to Prepare Informational Bulletin

Section 1611. Education and Outreach

Section 1612. Use of Appropriate Languages

Section 1613. Education for City-Funded Child Care Facilities

Section 1614. Information Provided to Building and Demolition Permit Applicants

Section 1615. Tax Collector to Send Information with Property Tax Bills

Section 1616 [Reserved.]

DIVISION IV MEDICAL SCREENING, TREATMENT AND CASE MANAGEMENT

Section 1617. Case Management

Section 1618 CHDP Enrollment

Section 1619 Temporary Safe Housing

Section 1620. Data Management System

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Section 1621. Blood Test Reporting
Section 1622. Lead Poisoning Test Reports

DIVISION V PUBLICLY OWNED PROPERTY
Section 1623. Departments to Identify Lead Contaminated Sites.

DIVISION VI PRIORITY AREAS
Section 1624. Program for Selection of High Priority Lead Reduction Areas.
Section 1625. Hazardous Non-Housing Sites

DIVISION VII INSPECTIONS
Section 1626. Inspection and Testing of Dwelling Units

DIVISION VIII INCENTIVE PROGRAMS
Section 1627. Incentive Programs

DIVISION IX COMPREHENSIVE LEAD POISONING FUND
Section 1628. Comprehensive Lead Poisoning Fund

DIVISION X ENFORCEMENT
Section 1629. Penalties and Enforcement
Section 1630. Remedies and Enforcement: City Officials
Section 1631. Severability

DIVISION I

GENERAL PROVISIONS

Section 1601. Title. This law may be cited as the "Comprehensive Environmental Lead Poisoning Prevention Program."

Section 1602. Findings. The Board of Supervisors finds that:

(a). Childhood lead poisoning caused by exposure to lead is the number one environmental health hazard facing children today. The health of children in San Francisco between the ages of nine months and six years is particularly at risk because of the large amount of lead contamination in the City's environment. The Department of Public Health's recent survey of blood lead testing results of children in the City's Child Health and Disability Prevention Program indicates that about 8 percent of the children tested between the ages of nine months and six years have lead poisoning. There are approximately 40,000 to 45,000 children in San Francisco in that age group, and thousands more will enter that age group in the coming years.

(b). Environmental exposure to even low levels of lead, amounts no more than the equivalent of a few grains of sugar a day, increase children's risks of developing permanent learning disabilities, reduced concentration and attentiveness, and other behavior problems, loss of hearing, reduced growth, and lower

intelligence quotients which may affect children's ability to learn and cope with life. Recent studies indicate that children with moderate levels of lead poisoning may be six times as likely to suffer from learning disabilities and seven times as likely to drop out of school.

(c). The most significant source of environmental lead is lead-based paint in housing, house dust and soil contaminated by lead. In San Francisco, approximately 75% or 260,000 out of some 330,000, housing units have been painted with leaded paint, the highest percentage of housing units in a county in California, and one of the highest number of housing units in an urban city in the entire country.

(d). Other sources of lead in San Francisco contribute to lead poisoning of children, including lead in drinking water, some food cans, ceramics and dishware, artists' paints, automotive and marine paints, the clothes and bodies of parents whose jobs involve working around lead, old factory sites and auto wrecking yards, and soil along busy roads and highways.

(e). The impact on children from lead poisoning is immediate. The causes of childhood lead poisoning are well understood. This terribly debilitating disease is preventable and can be eliminated with concerted community action.

(f). San Francisco does not have a comprehensive plan in place for preventing childhood lead poisoning and reducing exposure to lead. Most of the City's children are not being

screened and treated for lead poisoning in spite of the fact that 70-80% of them may be eligible for free screening pursuant to the services provided by the Children's Health and Disability Prevention program administered by the City.

(g). Childhood lead poisoning is dangerous to public health, safety and general welfare. It requires large, but avoidable expenditures of public funds for health care and special education, causing a substantial, unnecessary drain on public revenues, and it reduces the ability of lead poisoned children to become productive members of the City's work force. Studies by the federal governmental show that the benefits of protecting children from lead poisoning are far greater than the costs needed to prevent lead poisoning and reduce lead hazards.

(h). The provisions of this law shall be liberally construed to implement and effectuate its purposes.

(i). The Board of Supervisors is aware that protecting the public health from lead poisoning problems involves complex issues, including technological questions, that require further discussion and resolution. The Board finds, however, that delaying the adoption of a lead hazard reduction program until consensus is reached on all the issues regarding this problem will irreparably injure the health and well being of the children in San Francisco. This program will enable the City to begin the process of public education, to undertake currently available corrective actions, and to otherwise proceed with those elements

of the program that current funding permits.

Section 1603. Purposes and Goals.

(a). The purpose of this Act is to protect the public health and welfare by establishing a comprehensive primary prevention program designed to prevent lead poisoning by reducing exposure to environmental lead.

(b). The goals of this law are to:

(1) Eradicate childhood lead poisoning through the elimination of potential sources of environmental lead; and

(2) Provide universal screening for children up to six years of age and a case management system for those found to be suffering from lead poisoning.

Section 1604. Definitions. All defined terms used in this Article incorporate the meanings set forth below. In order to identify defined terms, the first letter of each defined term is capitalized.

(a). "Case(s) of Childhood Lead Poisoning" means a child or children less than six (6) years of age with a confirmed venous blood lead level of ten (10) micrograms of lead per deciliter of whole blood (ug/dl) or greater, unless the Director establishes a lower level based on the recommendation of the State Department of Health Services, the United States Department of Health and Human Services, the Public Health Service, or the

Centers for Disease Control.

(b). "CHDP" means the State's Child Health and Disability Prevention program.

(c). "Childcare Facility" means any facility which provides nonmedical care to children under 18 years of age in need of personal services, supervision, or assistance essential for sustaining the activities of dailing living or for the protection of the individual on less than a 24-hour basis and which is licensed by the State of California pursuant to California Health and Safety Code Section 1696.70 et seq. The term includes family day care homes, childcare centers, preschools and nursery schools.

(d). "Director" is the Director of Public Health.

(e). "Dwelling Unit" means any enclosed space that is wholly or partly used or intended to be used for living or sleeping by human occupants.

(f). "Informational Bulletin" means the informational bulletin that the Director prepares pursuant to Section 1611. If the Director amends the bulletin, this term means the most recently issued Informational Bulletin.

(g). "Owner of a Dwelling" means any person who owns or leases a Dwelling Unit, or who has charge, care or control of any Dwelling Unit as the agent of the owner, or as lessor, executor, administrator, trustee, or guardian of the estate of the owner, including a trustee receiver or debtor in possession in

bankruptcy, or a mortgagee in a foreclosure proceeding.

(h). "Program" means the Comprehensive Environmental Lead Poisoning Prevention Program established by this Article.

(i). "Transfer of title" means the conveyance of title to real property by one or more persons as a result of sale or exchange, and including the execution of a real property sales contract as defined in Section 2985 of the California Civil Code and any change in ownership described in subdivisions (c) and (h) of Section 61 and subdivision (c) of Section 64 of the Revenue and Taxation Code.

DIVISION II

COMPREHENSIVE ENVIRONMENTAL LEAD POISONING PREVENTION PROGRAM

Section 1605. Comprehensive Environmental Lead Poisoning Prevention Program.

(a). The Director shall create and implement a coordinated and comprehensive plan to prevent lead poisoning and eliminate exposure to environmental lead.

(b). The Director shall exercise any and all powers necessary and appropriate to implement the provisions of this ordinance, including but not limited to:

(1) Developing and implementing a comprehensive education program regarding environmental lead exposures and lead poisoning in cooperation with and in support of efforts by non-government agencies and community groups directed at key

professional groups, the general public and other appropriate target groups;

(2) Coordinating all phases of management and surveillance for all Cases of Childhood Lead Poisoning;

(3) Developing interagency agreements to coordinate lead poisoning prevention, exposure reduction, identification, and treatment and lead reduction activities with all appropriate federal, state and local agency lead prevention programs, including, but not limited to, public housing agencies, energy efficiency and weatherization programs, and home maintenance and improvement programs;

(4) Promulgating and enforcing regulations;

(5) Proposing legislation.

Section 1606. City Agency Task Force.

(a). The Director shall convene and coordinate an inter-departmental task force that shall be comprised of representatives from the following City departments: the Department of Public Health, the Department of Public Works (which shall include a representative from the Bureau of Building Inspection), the Department of City Planning, the Department of Social Services, the Recreation and Park Department, the Public Library, the Public Utilities Commission (which shall include a representative from the Water Department and the Bureau of Energy Conservation), the Mayor's Office, and the Office of the Chief

Administrative Officer. The Director shall also request the participation of the Housing Authority, Redevelopment Agency, San Francisco Unified School District, and other governmental agencies and community representatives when additional expertise, resources, or other assistance is deemed necessary by the Director.

(b). The task force shall meet on a regular basis and exchange information regarding lead education and abatement matters and shall coordinate lead abatement activities that involve more than one department. Upon the Director's request, the task force shall provide consultation services and assistance to the Director for the purpose of facilitating coordinated implementation of the duties imposed on the Director by this ordinance.

(c). The Director shall provide clerical assistance to the City Agency Task Force and to its subcommittees.

Section 1607. Lead Poisoning Prevention Citizens Advisory Committee.

(a). There is hereby established a Lead Poisoning Prevention Citizens Advisory Committee.

(b). The committee shall consist of 29 members appointed by the Board of Supervisors as follows:

(1) two representatives with expertise in childcare;

(2) two representatives from tenant organizations;

(3) six representatives with one each from the Department of Social Services, the Department of Public Health, the Housing Authority, the Mayor's Offices of Housing and Child Care, the Recreation and Park Department, and the San Francisco Unified School District;

(4) nineteen representatives, to include one each with expertise in the following: financial matters, affordable housing, builders, construction workers, environmental matters, health educators, immigrant services, language specialist, low income advocate, neighborhood concerns, non-profit clinics, nurses, parents, physicians, public housing tenants, public interest organizations, real estate, residential multi-dwellings, and State preschools.

If the Committee recommends that additional members be added to the Committee, the Board of Supervisors may appoint additional persons as members, consistent with such recommendation.

(c). The purposes of the committee are:

(1) To review the progress of the implementation of the provisions of this ordinance and to report annually on the matter to the Board of Supervisors;

(2) To recommend to the Board any changes to this Article it deems appropriate; and

(3) To recommend to the Board of Supervisors the adoption of policies about screening of individuals suffering

from elevated exposures to environmental lead and a primary prevention program.

(4) To provide advice and assistance to a City department with respect to lead poisoning prevention issues if the department requests such assistance.

(d). At the initial meeting of the committee, and yearly, thereafter, the committee members shall select such officers deemed necessary. The committee shall establish rules and regulations for its own organization and procedure and shall meet when necessary as determined by the committee. All meetings shall, except as provided by general law, be open to the public.

(e). Members of the committee shall serve without compensation or reimbursement for expenses. In the event a vacancy occurs, the Board of Supervisors shall appoint a successor from the same category.

(f). The Director shall provide clerical assistance to the Lead Poisoning Prevention Citizens Advisory Committee and to its subcommittees.

Section 1608. Lead Hazard Reduction Citizens Advisory Committee.

(a). There is hereby established a Lead Hazard Reduction Citizens Advisory Committee (hereafter the "Advisory Committee") of the City and County of San Francisco. The Advisory Committee shall (i) recommend to the Board of Supervisors a range of

options for a lead hazard reduction program for residential Dwelling Units, and (ii) provide consultation and assistance to the Director upon the Director's request with respect to the implementation of those provisions when they become effective. The Advisory Committee shall submit a report to the Board of Supervisor within one year of the effective date of this ordinance and annually thereafter. The report shall at a minimum include recommendations on the following matters:

(1) Acceptable levels of exposure to various sources of lead;

(2) The circumstances under which responsible parties must reduce lead exposure hazards to avoid imminent hazards and potential health risks to persons;

(3) A priority based schedule of classes of Dwelling Units and premises where owners or operators must reduce lead hazards based on various factors, such as the age and condition of a building, and the age of the occupants.

(4) Provisions to insure that occupants are relocated to lead-safe housing during lead hazard reduction activities where necessary;

(5) Acceptable lead hazard reduction methods;

(6) Containment and cleanup measures to be taken as part of the lead hazard reduction activities;

(7) Occupational safety and health provisions for inspectors, contractors, supervisors, workers and other persons

who perform lead hazard reduction;

(8) Provisions to protect the health and safety of occupants, neighbors and the public from exposure to lead during lead hazard reduction activities;

(9) Provisions for insuring safe disposal of lead contaminated waste;

(10) The qualifications necessary for any person (contractors, supervisors, consultants, and workers) to perform lead hazard work.

(11) Assess the extent of the need to implement lead hazard reduction efforts, the potential impact of alternative lead hazard reduction measures on tenants and landlords, and the most effective way to implement the program to reduce lead hazard risks.

(12) Provide advice to the Mayor's Office with respect to the development of proposed incentive programs pursuant to Section 1630 when the Mayor's Office requests such assistance.

(13) Appropriate financing mechanisms for any proposals recommended.

(b). The Advisory Committee shall consist of 21 members appointed by the Board of Supervisors. The members shall consist of representatives, or their designee, from each of the following categories:

(1) Affordable housing developers: 1 representative

(2) Bureau of Building Inspection: 1 representative

(3) Painting contractors: 1 representative.

(4) Building trade: 1 representative.

(5) Child care: 1 representative.

(6) Mayor's Office: 1 representative involved in housing and community development issues.

(7) Department of Public Health: 1 representative.

(8) Public interest organization: 1 representative.

(9) Residential owners: 2 representatives.

(10) Tenant organizations: 3 representatives.

(11) Testing expert: 1 representative.

(12) Abatement expert: 1 representative.

(13) Financial expert: 1 representative.

(14) Physician: 1 representative.

(15) Insurance Industry: 1 representative.

(16) United States Environmental Protection Agency, CAL/OSHA, San Francisco Housing Authority: 3 representatives; 1 from each agency to serve as ex officio members.

The Director, or his or her designee, shall attend all meetings of the Advisory Committee.

(c). Members of the Committee shall serve without compensation or reimbursement for expenses. In the event a vacancy occurs, the Board of Supervisors shall appoint a successor from the same category.

(d). At the initial meeting of the Advisory Committee, and yearly, thereafter, the Advisory Committee members shall select

such officers deemed necessary by the Advisory Committee. The Advisory Committee shall establish rules and regulations for its own organization and procedure and shall meet when necessary as determined by the Advisory Committee. All meetings shall, except as provided by general law, be open to the public.

(e). The establishment of the Lead Hazard Reduction Committee is not intended to limit the efforts currently engaged in by City departments to reduce the risks of exposure to lead.

(f). The Director shall provide clerical assistance to the the Lead Hazard Reduction Citizens Advisory Committee and and its subcommittees.

(g). The Director and the Advisory Committee shall take the following actions to address lead hazards in Dwelling Units subject to inspection under Section 1626.

(1) The Director shall draft Proposed Interim Lead Hazard Reduction Guidelines designed to assist the Advisory Committee in its presentation under Section 1608(g)(2), and present them to the Advisory Committee at its first meeting.

(2) Within six (6) months after the effective date of this Section, the Advisory Committee shall present Final Interim Lead Hazard Reduction Guidelines ("Interim Guidelines"), including any changes recommended by the Advisory Committee, to the Board of Supervisors in the form of a draft ordinance. The Interim Guidelines shall be designed to be effective pending enactment of any ordinance based on the Advisory Committee's

recommendations under Section 1608(a).

(3) The Interim Guidelines shall be developed in accordance with sound medical practice and current technical knowledge, and include at least the following:

(A) Procedures requiring the Owner of a Dwelling inspected pursuant to Section 1626 to reduce lead hazards.

(B) The amount or concentration of lead that creates a threat of cases of childhood lead poisoning, and the allowable means of detection.

(C) The surfaces where lead hazard reduction must be performed. These surfaces shall include areas accessible to children and areas where the condition of the paint, plaster or other surface covering is deteriorating and resulting in accessibility of lead paint to children.

(D) Acceptable methods of lead hazard reduction prescribing the removal or adequate covering of lead-based paint. Repainting with common non-lead-based paint, or covering with easily removable materials shall not constitute acceptable methods of lead hazard reduction. Acceptable methods shall prohibit reduction techniques which may damage the health of residents, neighbors or workers. Acceptable methods shall include cleanup and containment procedures.

(E) Procedures for inspections after lead hazard reduction work is completed, and for certification that

lead hazards have been reduced in accordance with the Interim Guidelines.

(F) Procedures requiring notice of the risks of lead paint hazards to tenants, purchasers of real estate, and purchasers of home improvement products. The Committee shall consider, among other matters it deems appropriate, how to define tenants, whether tenants in certain buildings (such as those newly constructed) need not receive notice; how and when the notice can be disseminated effectively and economically; whether the notice shall be posted in stores selling building materials and hardware; whether the notice shall be required in real estate transactions; and the content of the notice.

(4) Within six (6) months after the effective date of this Section, the Advisory Committee shall propose legislation to the Board of Supervisors amending the Chapter 37 of the San Francisco Administrative Code, the Residential Rent Stabilization and Arbitration Ordinance, to provide whether and under what circumstances the costs of lead hazard reduction may be passed on to tenants, and further to provide protection against permanent displacement of tenants due to lead hazard reduction.

Section 1609. Annual Report.

(a). The Director shall publish and submit to the Board of Supervisors an annual evaluation report describing the current

efforts of all City agencies pursuant to this ordinance, including but not limited to:

(1) The extent to which the City is providing community education, screening and treatment of children, lead hazard reduction (testing, interim measures and abatement), and enforcement of the provisions of the Program and the City's ability to obtain funding for its implementation.

(2) The effectiveness of the program and City agencies' efforts in implementation, including, but not limited to, additional actions needed to effectively implement and carry out the Program, the reasons why those actions are not being taken, and the plans of the relevant City agencies to implement those actions, including descriptions of specific actions, time lines and the work plans and budgets of all City agencies involved in implementing the Program.

(3) Recommendations for legislation and regulations to improve implementation of the Program.

(4) A survey of other state and local efforts to abate lead hazards which might provide models for improvements to this Program.

DIVISION III

EDUCATION AND NOTICE

Section 1610. Director to Prepare Informational Bulletin. The Director shall prepare an Informational Bulletin about lead poisoning problems, screening and testing for lead poisoning, the

procedures for lead abatement and reduction, how to obtain additional information on the topic, and the obligations imposed by this ordinance. The Director may amend the Informational lulletin from time to time as he or she deems appropriate and shall review the bulletin at least annually to determine whether amendments are appropriate.

Section 1611. Education and Outreach.

(a). The Director shall engage in an outreach program to inform the public about lead poisoning problems and steps the public can take to learn more about screening and testing services.

(b). The Director shall provide copies of the Informational Bulletin to each physician who provides CHDP services in the City with a request that the physician provide the information to parents and guardians of children when the children are enrolled in the CHDP program.

(c). The Director shall provide the Informational Bulletin to the San Francisco Unified School District with a request that the District provide the information to parents on a regular basis of no less than once every 6 months.

(d). The Director shall provide the Informational Bulletin to persons who request a copy of a birth certificate for a child under six years of age.

(e). The Director shall provide the Informational Bulletin

to the Department of Social Services, the Recreation and Park Department, the Library Commission, and other departments that the Director deems appropriate with a written directive that these departments implement a program designed to provide the information to children and parents involved in programs that they sponsor. Each City department shall comply with this directive.

(f). The Director shall provide the Informational Bulletin to the Head Start program with a request that it provide parents and guardians of children enrolled in Head Start programs with the information.

(g). The Director shall adopt and implement a program designed to disseminate the Informational Bulletin to pregnant women by any means that the Director determines appropriate.

(h). The Director shall make the Informational Bulletin available to persons who use City health care facilities.

(i). The Director shall make the Informational Bulletin available to physicians and health care facilities who have any contact with women of childbearing age, pregnant women, or families so that they may place the bulletin in publicly accessible areas for their patients. The Director shall take any steps that he or she determines reasonable to notify physicians and health care facilities of the availability of the information and to encourage its dissemination, including requesting the assistance of the San Francisco Medical Society.

(j). The Director shall provide the Informational Bulletin to the Mayor's Office of Children, Youth and Their Families with a written directive that it:

(1) Provide the Informational Bulletin to San Francisco's State funded resource and referral agencies;

(2) Request these agencies to feature the Informational Bulletin once a year in either an agency newsletter or other communication with providers and the public;

(3) Request that these agencies distribute the Informational Bulletin to every licensed childcare facility who in turn are requested to give the bulletin to parents of children enrolled in their program at least once a year.

The Mayor's Office of Children, Youth and Their Families shall comply with this directive.

(k). The Director shall provide the Informational Bulletin to the San Francisco Association of Realtors with a request that the Association make it available to members of the Association and other persons in the real estate community.

(l). The Director may charge a reasonable fee to persons who request a copy of the Informational Bulletin.

Section 1612. Use of Appropriate Languages. City departments providing education and outreach services pursuant to this ordinance shall provide the information in a language appropriate to the intended audience.

Section 1613. Education for City-Funded Child Care Facilities. The Director shall provide educational training for the owners and operators of Childcare Facilities that receive City and County of San Francisco revenues for their childcare operations. As a condition of receiving such revenues for their childcare operations, the owner and operator of each Childcare Facility shall participate in the Director's educational training program for Childcare Facilities and shall develop a program for staff, parents and guardians of children served by the facility designed to communicate the information obtained in the training program. The Director's program shall include education regarding the hazards to health from exposure to lead, the sources of exposure, the CHDP program and interim methods for reducing exposure to, and the effects of lead on, humans. The Director may include in the program childcare providers other than owners and operators of facilities that receive local revenues for their childcare operations.

Section 1614. Information Provided to Building and Demolition Permit Applicants. The Director shall provide written information informing the public of the methods by which lead can be abated or removed from property and of any risks to health that may arise from construction activities. The Superintendent of the Bureau of Building Inspection shall provide copies of this

written information to every person who applies for a building or demolition permit.

Section 1615. Tax Collector to Send Information with Property Tax Bills. The Tax Collector shall mail a copy of the Informational Bulletin along with each county tax bill.

Section 1616. [Reserved.]

DIVISION IV

MEDICAL SCREENING, TREATMENT AND CASE MANAGEMENT

Section 1617. Case Management.

(a). The Director shall develop a case management program so that Cases of Childhood Lead Poisoning may receive appropriate services. The services provided by the Director shall include but not be limited to:

(1) Appropriate public health management tracking and follow-up for each Case of Childhood Lead Poisoning;

(2) Lead exposure assessment of each Dwelling Unit occupied by each Case of Childhood Lead Poisoning where the child has a venous blood lead level of 15 or greater;

(3) Any other activity necessary to reduce exposure to lead and the consequences of such exposure.

(b). The Director shall have the authority to establish deadlines and priorities regarding the provision of such services to children with lead poisoning.

Section 1618. CHDP Enrollment. The Director shall adopt a program designed to inform parents or guardians of eligible children of the CHDP program and and to provide them with an opportunity to join.

Section 1619. Temporary Safe Housing. The Director shall develop a program in cooperation with appropriate agencies to make lead-safe housing temporarily available when the Director believes it appropriate to Cases of Childhood Lead Poisoning and their families if those families are not able to make arrangements themselves.

Section 1620. Data Management System. The Director shall maintain a data management system designed to collect and analyze information regarding childhood lead poisoning, primary prevention and screening activities.

Section 1621. Blood Test Reporting. Every physician and clinical laboratory shall promptly report all results of blood lead tests to the County Health Officer on forms devised by that Officer, and such demographic information as the forms require.

Section 1622. Lead Poisoning Test Reports. The Director shall prepare a report every six months in language designed to

be understood by the general public describing the results of all lead tests obtained by the Department for San Francisco residents, including the test level, age, sex, ethnicity and general area of residence of each Case of Childhood Lead Poisoning. The Director shall prepare the report in those languages that he or she deems appropriate in order to communicate the information effectively.

DIVISION V

PUBLICLY OWNED PROPERTY

Section 1623. Departments to Identify Lead Contaminated Sites.

(a). Within 90 days of the effective date of this ordinance, the Director shall issue guidelines identifying various types, conditions or characteristics of City property which may create a risk of lead exposure to children. The Director shall notify every City department once these guidelines are issued. Each City department with jurisdiction over such property shall undertake assessment or lead testing, or both, of such property in compliance with the guidelines. The guidelines may identify the manner in which any testing is to be performed. All departments are required to report their findings to the Director.

(b). Each department of the City shall comply with the Director's guidelines.

(c). The Director shall take whatever actions he or she

deems appropriate in order to provide public notice of the risks of using, or to prevent or restrict access to, properties which have been assessed or tested pursuant to this Section. The Director may require departments to adopt and implement a remediation plan for these properties that complies with State and Federal law.

DIVISION VI

PRIORITY AREAS

Section 1624. Program for Selection of High Priority Lead Reduction Areas.

(a). Within one year from the effective date of this ordinance, the Director shall develop a program to delineate geographical areas within the City, to be known as Priority Areas. To the extent allowed by law, the Director and all City departments shall direct their resources to provide Priority Areas with the highest priority for primary prevention services, screening, lead hazard reduction efforts, inspections, loans, loan guarantees or grants.

(b). In delineating Priority Areas the Director shall consider the following factors for particular geographic areas, along with such other factors as he or she deems relevant to the presence of significant levels of environmental lead within the City:

(1) The number and severity of Cases of Childhood Lead

Poisoning.

(2) The age and condition of Dwelling Units.

(3) The results of any inspections carried out pursuant to Sections 1619(a)2 and 1628.

(4) Income levels.

(5) The historic and current presence of known sources of lead such as highways or industrial facilities.

(c). The Director shall publish a list of the Priority Areas, and make a map of such areas available to the public without charge.

Section 1625. Hazardous Non-Housing Sites. Within one year from the effective date of this ordinance the Director shall develop and implement a program to identify all non-housing sites within the City which are likely to expose children to lead poisoning, to be known as lead hazard sites. The Director shall provide public notice of each lead hazard site to the community in which the site is located. The notice shall describe the lead hazard site, the hazard to children, the steps the Department intends to take to reduce lead hazard exposure and the timetable for taking those steps. The notice shall include a contact person in the Department of Public Health.

DIVISION VII

INSPECTIONS

Section 1626. Inspection and Testing of Dwelling Units.

(a). Whenever the Director receives notice of a Case of Childhood Lead Poisoning in which the venous blood lead level is equal to or greater than twenty (20) micrograms of lead per deciliter of whole blood, or such lower level as Director may determine appropriate, the Director shall inspect the Dwelling Unit of the affected child.

(1) Every inspection shall include sampling for the presence of environmental lead as deemed necessary and appropriate by the Director. All samples gathered during an inspection shall be tested by a laboratory certified by the American Industrial Hygiene Association, or the State of California Environmental Laboratory Accreditation Program.

(b). The Director shall provide the results of any sampling to the parent or guardian of the affected child, and to the Owner of the Dwelling Unit, if different than such parent or guardian, along with the Director's recommendations for reduction of lead hazards in residential settings. The Director shall also provide sample results to the Superintendent of the Bureau of Building Inspections.

(c). If the results of the inspection show lead in the paint in concentrations equal to or greater than 5000 parts per

million, or such lower level as the Director may determine appropriate, the owner shall notify all occupants of the building of the test results.

DIVISION VIII

INCENTIVE PROGRAMS

Section 1627. Incentive Programs.

(a). The Mayor's Office shall develop proposed programs for grants, loan guarantees and no- or low-interest loans for owners of property contaminated with lead. The Mayor's Office shall transmit to the Board of Supervisors a range of options for such programs within one year.

(b). In preparing proposed programs, the Mayor's Office shall consider and make recommendations regarding the following potential elements: whether and to what extent financial assistance should be provided based on an owner's voluntary abatement of lead hazards, the income of the owner and the owner's tenants, the risk of tenants becoming homeless if abatement work proceeds and the cost of the work is passed through to the tenants, the presence of children under the age of six on the property, the current blood lead levels of children who frequent the property, the condition of the property, whether rehabilitation, energy conservation or other improvements are planned, and whether the owners of non-rental property should be required to demonstrate financial need and the presence of

children under the age of 6 with a certain blood lead level.

DIVISION IX

COMPREHENSIVE ENVIRONMENTAL LEAD POISONING FUND

Section 1628. Comprehensive Lead Poisoning Fund.

(a). There is hereby established a special fund to be known as the Comprehensive Environmental Lead Poisoning Fund. Into this fund shall be deposited (1) all monies obtained from civil penalties obtained from enforcement of this Article, (2) all monies obtained from enforcement of Proposition 65 (the Safe Drinking Water and Toxic Enforcement Act of 1986, Health and Safety Code Sections 25249.5 et seq.), Business and Professions Code Sections 17200 et seq., or similar laws, insofar as monies are recovered under these laws because of lead contamination, except when the governing law requires that the monies be otherwise allocated, and (3) all donations of money which may be offered to the City to support the Program. The Director is hereby authorized to accept, on behalf of the City and County of San Francisco, any grants, gifts and bequests made for the purpose of furthering the goals of the Program and upon acceptance they shall be deposited into said fund.

(b). Subject to the budget and fiscal provisions of the Charter, the monies in this fund may only be expended for expenses related to the development, implementation and operation of the Program.

(c). Interest earned from the monies in said fund shall become part of the principal thereof, and shall not be expended for any purpose other than for which said fund is established. The balance remaining in the fund at the close of any fiscal year shall be deemed to have been provided for a specific purpose within the meaning of Charter Section 6.306 and shall be carried forward and accumulated in said fund for the purpose recited herein.

(d). No later than one year after the effective date of this ordinance and thereafter annually, the Controller shall submit a report to the Director, the Board of Supervisors and the Mayor which shall include the following information:

(1) A detailed identification of the sources of monies contributed to the fund.

(2) An accounting of the uses of the monies in the fund during the preceeding year.

(3) An estimate of the amount of money that the Controller anticipates, after consulting with the Director and other appropriate City departments, shall be deposited in the fund during the next year.

The Controller shall coordinate with the Director and attempt to issue this report at the same time that the Director provides the annual Program report required under Section 1610

DIVISION X

ENFORCEMENT

Section 1629. Penalties and Enforcement.

(a). The Director may enforce the provisions of this Article against violations by serving notice requiring the correction of any v[illegible]ion within a reasonable time specified by the Director.

(b). Upon the violator's failure to comply with the notice within the time period specified, the Director may request the City Attorney to maintain an action for injunction to enforce the provisions of this Article and for assessment and recovery of a civil penalty for such violation.

(c). Any person that violates or refuses to comply with the provisions of this Article shall be liable for a civil penalty, not to exceed $500 for each day such violated is committed or permitted to continue, which penalty shall be assessed and recovered in a civil action brought in the name of the people of the City and County of San Francisco by the City Attorney in any court of competent jurisdiction. Any penalty assessed and recovered in a civil action brought pursuant to this Section shall be paid to the Treasurer of the City and County of San Francisco.

(d). Any person who violates or refuses to comply with the provisions of the Article shall be guilty of an infraction, and

shall be deemed guilty of a separate offense for every day such violation or refusal shall continue. Every violation is punishable by (1) a fine not exceeding $100 for a first violation; (2) a fine not exceeding $200 for a second violation within a year; (3) a fine not exceeding $500 for each additional violation within one year.

(e). Pursuant to Section 16.1 of Ordinance No. 1.075 (Bill No. 1734), notwithstanding the penalty provided in subsection (d), any person who violates or refuses to comply with the provisions of this Article shall be guilty of a misdemeanor if the person has been convicted of three or more violations within the twelve-month period immediately preceeding the commission of the offense and such prior convictions are admitted by the violator or alleged in the accusatory pleading.

Section 1630. Remedies and Enforcement: City Officials.

(a). In undertaking the enforcement of this ordinance, the City and County of San Francisco is assuming an undertaking only to promote the general welfare. It is not assuming, nor is it imposing on its officers and employees, an obligation for breach of which it is liable in money damages to any person who claims that such breach proximately caused injury.

(b). Subject to the limitations of due process, notwithstanding any other provision of this code whenever the words "shall" or "must" are used in establishing a responsibility

or duty of the City, its elected or appointed officers, employees, or agents, it is the legislative intent that such words establish a discretionary responsibility or duty requiring the exercise of judgment and discretion.

Section 1631. Severability.

If any provision of this Article, or the application of any such provision to any person or circumstance, shall be held invalid, the remainder of this Article, to the extent it can be given effect, or the application of those provisions to persons or circumstances other than those to which it is held invalid, shall not be affected thereby, and to this end the provisions of this Article are severable.

APPROVED AS TO FORM

LOUISE H. RENNE
City Attorney

Deputy City Attorney

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 14, 1992	December 21, 1992
Ayes: Supervisors Achtenberg Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley
	Absent: Supervisor Achtenberg

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

DEC 23 1992

John L. Taylor
Clerk

File No.
118-92-9

Date Approved

Frank M. Jordan
Mayor

FILE NO. 123-92-4 ORDINANCE NO. 377-92

(Residential Users Appeals Board)

AMENDING ARTICLE 4.2, SECTION 149.1, SAN FRANCISCO MUNICIPAL CODE (PUBLIC WORKS CODE) BY AMENDING SECTION 149.1, RELATING TO RATE PAID TO MEMBERS OF RESIDENTIAL USERS APPEALS BOARD.

Note: Additions or substitutions are underlined; deletions are in ((double parenthesis))

Be it ordained by the People of the City and County of San Francisco:

Section 149.1, Article 4.2, of the San Francisco Municipal Code (Public Works Code) is hereby amended to read as follows:

Section 149.1, RESIDENTIAL USERS APPEALS BOARD. There is hereby established a Board to be known as the Residential Users Appeals Board (hereinafter referred to as the "Board") consisting of three members to be appointed by the Chief Administrative Officer. Each member shall be a resident of the City and County at the time of appointment and shall continue such residence during his or her term of office. Two of said members shall have an understanding of horticulture, hydraulics, engineering or related subjects. Said members shall serve at the pleasure of the Chief Administrative Officer and shall be paid at a rate of ((not more than $10.00 Per hour as determined by the Chief Administrative Officer)) $50.00 Per meeting.

The Board shall elect a chairman from among its members. The term of office as chairman shall be for the calendar year or for that portion thereof remaining after each such chairman is elected.

The Director of Public Works (herein after referred to as "Director") shall appoint a member of his staff to act as secretary of the Board.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By
Deputy City Attorney

BOARD OF SUPERVISORS

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
December 14, 1992	§	December 21, 1992
Ayes: Supervisors Achtenberg Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Alioto Britt Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
	§	Absent: Supervisors Achtenberg Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
123-92-4

DEC 23 1992
Date Approved

Frank M. Jordan
Mayor

FILE NO. 124-92-10 ORDINANCE NO. 878-92

CC

(VEHICLE WEIGHT LIMIT)

AMENDING PART II, CHAPTER XI OF THE SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE) BY ADDING SECTIONS 28.1.91 AND 28.1.92 THERETO, RELATING TO PROHIBITING OPERATION OF VEHICLES IN EXCESS OF 6000 POUNDS UPON PORTIONS OF MARIPOSA STREET AND VERMONT STREET.

Note: These sections are new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter XI of the San Francisco Municipal Code (Traffic Code) is hereby amended by adding Sections 28.1.91 and 28.1.92 thereto, to read as follows:

Sec. 28.1.91 Mariposa Street, between Vermont and Kansas Streets.

Sec. 28.1.92 Vermont Street, between 17th and 18th Streets.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

BY: Larry Wright
Deputy City Attorney

RECOMMENDED:

John E. Newlin
Director of Parking and Traffic

Board of Supervisors, San Francisco

Passed for Second Reading	Finally Passed
December 14, 1992	December 21, 1992
Ayes: Supervisors Achtenberg Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	Ayes: Supervisors Alioto Britt Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
	Absent: Supervisors Achtenberg Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

DEC 23 1992
Date Approved

Frank M. Jordan
Mayor

File No.
124-92-10

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FILE NO. 124-92-11 ORDINANCE NO. 379-92

(PARKING REGULATIONS)

AMENDING PART II, CHAPTER XI OF THE SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE) BY ADDING SECTION 32.6.16 THERETO, ADDING A PORTION OF ELM STREET, SOUTH SIDE, BETWEEN VAN NESS AVENUE AND POLK STREET, TO THE LIST OF STREETS ON WHICH PARKING RESTRICTIONS SHALL APPLY.

Note: This Section is new.

BE IT ORDAINED BY THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCISCO:

SEC. 1, PART II, CHAPTER XI, OF THE SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE) IS HEREBY AMENDED BY ADDING SEC. 32.6.16 THERETO, READING AS FOLLOWS:

SEC. 32.6.16 PARKING CONTROL, PORTION OF ELM STREET, BETWEEN VAN NESS AVENUE AND POLK STREET, FROM 8 A.M. TO 5 P.M., MONDAY THROUGH FRIDAY. No person shall stop, park, or leave standing any vehicle, whether attended or unattended, on that portion of Elm Street, south side, from 41 feet to 129 feet west of Polk Street (88-foot zone), from 8 A.M. to 5 P.M., Monday through Friday, except vehicles of Superior Court personnel displaying a permit authorizing parking in such zones issued by the Chief Administrative Officer. Violation of this section is an infraction, and any vehicle stopped, parked or left standing in that portion of Elm Street in said time prohibited by this section is an obstruction to the free use of property and a nuisance within the meaning of Division 4, Part III of the Civil Code of California relating to nuisance and the abatement thereof.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Tony Wayte
Deputy City Attorney

RECOMMENDED:

John E. Newlin
Director of Parking and Traffic

BOARD OF SUPERVISORS

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Board of Supervisors, San Francisco

Passed for Second Reading	§	Finally Passed
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Ayes: Supervisors Achtenberg Alioto Britt Conroy Gonzalez Hallinan Hsieh Kennedy Maher Migden Shelley	§	Ayes: Supervisors Alioto Britt Conroy Hallinan Hsieh Kennedy Maher Migden Shelley
	§	
	§	
	§	Absent: Supervisors Achtenberg Gonzalez

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
124-92-11

DEC 23 1992
Date Approved

Frank M. Jordan
Mayor

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